

13259-00008

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/763331

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/US99/19443	24 August 1999 (24.08.99)	24 August 1998 (24.08.98)
TITLE OF INVENTION Synthetic Fatty Acid Desaturase Gene for Expression in Plants		

APPLICANT(S) FOR DO/EO/US MARTIN, Charles E.; MITCHELL, Andrew

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
14. A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. A substitute specification.
16. A change of power of attorney and/or address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO
PCT/US99/19443ATTORNEY'S DOCKET NUMBER
13259-0000821. The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):**

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1000.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 100.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims	21 -20 =	1	x \$18.00	\$ 18.00
Independent claims	2 -3 =	0	x \$80.00	\$ 0.00

MULTIPLE DEPENDENT CLAIM(S) (if applicable)	+ \$270.00	\$ 0.00
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TOTAL OF ABOVE CALCULATIONS = \$ 118.00

<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	+ \$ 59.00
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SUBTOTAL = \$ 59.00

Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	\$ 0.00
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TOTAL NATIONAL FEE = \$ 59.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property	+ \$ 0.00
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TOTAL FEES ENCLOSED = \$ 59.00

	Amount to be refunded:	\$
	charged:	\$

- A check in the amount of \$ 59.00 to cover the above fees is enclosed.
- Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1089. A duplicate copy of this sheet is enclosed.
- Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Janet E. Reed
 Saul Ewing
 1500 Market Street, 38th Floor
 Centre Square West
 Philadelphia, PA 19102

SIGNATURE

Janet E. Reed

NAME

36,252

REGISTRATION NUMBER

09/763331

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: J. Anderson
Charles E. Martin & Andrew Mitchell)
Application No. 09/763,331) Group Art Unit:
Intl. Filing Date: 8/24/99)
For: Synthetic Fatty Acid)
Desaturase Gene for)
Expression in Plants)

SUBMISSION OF SEQUENCE LISTING

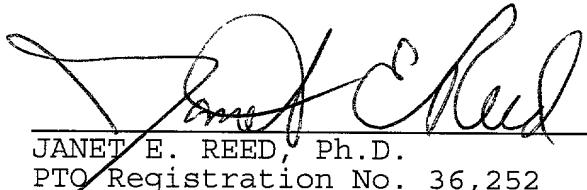
A Notice to Comply with the requirements of 37. C.F.R. §§ 1.821 - 1.825 was issued on April 26, 2001 in connection with the above-referenced patent application. A copy of the Notice is enclosed herewith. Applicants were given two months to respond to the Notice.

To comply with the requirements of 37 C.F.R. §§1.821-1.825, submitted herewith is a computer-readable form of a sequence listing in connection with the above-identified patent application. The paper form of the sequence listing has already been incorporated into the application as filed. The undersigned attorney hereby verifies that the sequences disclosed in the paper form are the same as the corresponding sequences disclosed in the computer-readable form, and that no new matter has been added to the specification by the submission of this sequence listing.

Respectfully submitted,

SAUL EWING, L.L.P.

By


JANET E. REED, Ph.D.
PTO Registration No. 36,252

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Facsimile: (215) 972-2292

09/763331

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 Philadelphia, PA 19102-2186
 Telephone (215) 972-7777 · Facsimile (215) 972-7725

COMMISSIONER OF PATENTS
 AND TRADEMARKS
 Washington DC 20231

BOX PCT

Date of Mailing
 February 22, 2001

Applicant's or Agent's Reference
 Rutgers 13259-00008

IDENTIFICATION OF THE INTERNATIONAL APPLICATION

Int'l Appln. No. PCT/US99/19443	Int'l Filing Date 24 August 1999
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Applicant (name)
 MARTIN, Charles et al.

TRANSMITTAL OF LETTER TO THE UNITED STATES DESIGNATED/ELECTED
 OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

CERTIFICATE OF MAILING
BY EXPRESS MAIL UNDER 37 CFR §1.10

NUMBER OF EXPRESS MAIL MAILING LABEL **EL582441938US**

DATE OF DEPOSIT WITH POSTAL SERVICE February 22, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. §1.10 on the date indicated above, and is addressed to the COMMISSIONER OF PATENTS AND TRADEMARKS, Washington, D.C. 20231

Susan C. Sheehan

Typed or Printed Name of Person
 Mailing Paper or Fee


 Signature of Person Mailing Paper or Fee

54

PCT09

RAW SEQUENCE LISTING

PATENT APPLICATION: US/09/763,331

DATE: 07/11/2001

TIME: 11:25:16

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Output Set: N:\CRF3\07112001\I763331.raw

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4 <110> APPLICANT: Martin, Charles E.
 5 Mitchell, Andrew
 8 <120> TITLE OF INVENTION: Synthetic Fatty Acid Desaturase Gene for
 9 Expression in Plants
 12 <130> FILE REFERENCE: 97-0081 PCT
 C--> 14 <140> CURRENT APPLICATION NUMBER: US/09/763,331
 C--> 14 <141> CURRENT FILING DATE: 1999-08-24
 14 <150> PRIOR APPLICATION NUMBER: US 60/097,586
 15 <151> PRIOR FILING DATE: 1998-08-24
 17 <160> NUMBER OF SEQ ID NOS: 8
 19 <170> SOFTWARE: FastSEQ for Windows Version 4.0
 21 <210> SEQ ID NO: 1
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 23 <212> TYPE: DNA
 24 <213> ORGANISM: *Saccharomyces cerevisiae*
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29	ggctactggg ttgaataaga aagcaccaag aattgtcaac	ggttttgggtt cttaatggg	180
30	ctccaaggaa atgggttccg tggaattcga	caagaagggaa aacgaaaaga agtccaattt	240
31	ggatcgctcg cttagaaaagg acaaccaaga	aaaagaagaa gctaaaacta aaattcacat	300
32	ctccgaacaa ccatggactt tgaataactg	gcaccaacat ttgaactggg tgaacatgg	360
33	tcttgggtgt ggtatgccaa tgattgggtt	gtacttcgct ctctctggta aagtaccctt	420
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35	tgccgggtac catagattat ggtctcacag	atcttactcc gtcactggc cattgagatt	540
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37	tcacagaatt caccatcggtt acactgatac	cttgagagat cctttagacg ctcgttagagg	660
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43	aaccctcggt gacaactgaa	ttactgccat tgttactttc ggtgaagggtt	1020
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45	taagggttac atcttatttga	cgctttaaag tggtaccaat	1140
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47	ggctaagatt aactgggtc	tgatttgcca atgtgggaca	1260
48	cttggctaaag tctaaggaaa	acaaagggttt	1320
49	atctgggtat atctctgaac	ggttattcatt tctgggtattt	1380
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55	<211> LENGTH: 510		
56	<212> TYPE: PRT		
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59	<400> SEQUENCE: 2		

RAW SEQUENCE LISTING

PATENT APPLICATION: US/09/763,331

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 62 Lys Asp Asp Ser Ala Ser Ser Gly Ile Val Asp Glu Val Asp Leu Thr
 63 20 25 30
 64 Glu Ala Asn Ile Leu Ala Thr Gly Leu Asn Lys Lys Ala Pro Arg Ile
 65 35 40 45
 66 Val Asn Gly Phe Gly Ser Leu Met Gly Ser Lys Glu Met Val Ser Val
 67 50 55 60
 68 Glu Phe Asp Lys Lys Gly Asn Glu Lys Lys Ser Asn Leu Asp Arg Leu
 69 65 70 75 80
 70 Leu Glu Lys Asp Asn Gln Glu Lys Glu Ala Lys Thr Lys Ile His
 71 85 90 95
 72 Ile Ser Glu Gln Pro Trp Thr Leu Asn Asn Trp His Gln His Leu Asn
 73 100 105 110
 74 Trp Leu Asn Met Val Leu Val Cys Gly Met Pro Met Ile Gly Trp Tyr
 75 115 120 125
 76 Phe Ala Leu Ser Gly Lys Val Pro Leu His Leu Asn Val Phe Leu Phe
 77 130 135 140
 78 Ser Val Phe Tyr Tyr Ala Val Gly Gly Val Ser Ile Thr Ala Gly Tyr
 79 145 150 155 160
 80 His Arg Leu Trp Ser His Arg Ser Tyr Ser Ala His Trp Pro Leu Arg
 81 165 170 175
 82 Leu Phe Tyr Ala Ile Phe Gly Cys Ala Ser Val Glu Gly Ser Ala Lys
 83 180 185 190
 84 Trp Trp Gly His Ser His Arg Ile His His Arg Tyr Thr Asp Thr Leu
 85 195 200 205
 86 Arg Asp Pro Tyr Asp Ala Arg Arg Gly Leu Trp Tyr Ser His Met Gly
 87 210 215 220
 88 Trp Met Leu Leu Lys Pro Asn Pro Lys Tyr Lys Ala Arg Ala Asp Ile
 89 225 230 235 240
 90 Thr Asp Met Thr Asp Asp Trp Thr Ile Arg Phe Gln His Arg His Tyr
 91 245 250 255
 92 Ile Leu Leu Met Leu Leu Thr Ala Phe Val Ile Pro Thr Leu Ile Cys
 93 260 265 270
 94 Gly Tyr Phe Phe Asn Asp Tyr Met Gly Gly Leu Ile Tyr Ala Gly Phe
 95 275 280 285
 96 Ile Arg Val Phe Val Ile Gln Gln Ala Thr Phe Cys Ile Asn Ser Leu
 97 290 295 300
 98 Ala His Tyr Ile Gly Thr Gln Pro Phe Asp Asp Arg Arg Thr Pro Arg
 99 305 310 315 320
 100 Asp Asn Trp Ile Thr Ala Ile Val Thr Phe Gly Glu Gly Tyr His Asn
 101 325 330 335
 102 Phe His His Glu Phe Pro Thr Asp Tyr Arg Asn Ala Ile Lys Trp Tyr
 103 340 345 350
 104 Gln Tyr Asp Pro Thr Lys Val Ile Ile Tyr Leu Thr Ser Leu Val Gly
 105 355 360 365
 106 Leu Ala Tyr Asp Leu Lys Lys Phe Ser Gln Asn Ala Ile Glu Glu Ala
 107 370 375 380
 108 Leu Ile Gln Gln Glu Gln Lys Lys Ile Asn Lys Lys Ala Lys Ile

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Output Set: N:\CRF3\07112001\I763331.raw

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112	Phe	Leu	Ala	Lys	Ser	Lys	Glu	Asn	Lys	Gly	Leu	Val	Ile	Ile	Ser	Gly
113						420				425						430
114	Ile	Val	His	Asp	Val	Ser	Gly	Tyr	Ile	Ser	Glu	His	Pro	Gly	Gly	Glu
115						435				440						445
116	Thr	Leu	Ile	Lys	Thr	Ala	Leu	Gly	Lys	Asp	Ala	Thr	Lys	Ala	Phe	Ser
117						450				455						460
118	Gly	Gly	Val	Tyr	Arg	His	Ser	Asn	Ala	Ala	Gln	Asn	Val	Leu	Ala	Asp
119	465					470					475					480
120	Met	Arg	Val	Ala	Val	Ile	Lys	Glu	Ser	Lys	Asn	Ser	Ala	Ile	Arg	Met
121						485				490						495
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126 <210> SEQ ID NO: 3

127 <211> LENGTH: 1555

128 <212> TYPE: DNA

129 <213> ORGANISM: Artificial Sequence

131 <220> FEATURE:

132 <223> OTHER INFORMATION: synthetic yeast delta-9 desaturase gene modified
133 for expression in plants

135 <400> SEQUENCE: 3

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138	tgctactgga	cttaacaaga	aggctcctag	aatcgtaaac	ggattcgat	ctcttatggg	180
139	atctaaggag	atggtttctg	ttgagttcga	taagaaggga	aacgagaaga	agtctaacct	240
140	tgatagactt	cttgagaagg	ataaccaaga	gaaggaggag	gctaagacta	agatccatat	300
141	ctctgagcaa	ccttggactc	tcaacaactg	gcatcaacat	ctcaactggc	tcaacatgg	360
142	gctcgctgt	ggaatgccta	tgatcgatg	gtacttcgct	ctctctggaa	aagtgcctct	420
143	ccatctcaac	gtttccctct	tctctgtctt	ctactacgct	gttggaggag	tgtctatcac	480
144	tgctggatac	catagactct	ggtctcatag	atcttactct	gctcattggc	ctcttagact	540
145	cttctacgct	atctttggat	gtgcttctgt	tgagggatct	gctaagtgg	ggggacattc	600
146	tcatagaatc	catcatagat	acactgatac	tcttagagat	ccttacgatg	ctagaagagg	660
147	actttggatc	tctcatatgg	gatggatgct	tcttaaggcct	aaccctaagt	acaaggctag	720
148	agctgatatc	actgatatga	ctgatgattg	gactatcaga	ttccaacata	gacattacat	780
149	cttgcctcatg	ctccttactg	cttcgtgtat	ccctactctc	atctgtggat	acttcttcaa	840
150	cgattacatg	ggaggactca	tctacgctgg	attcatcaga	gtgttcgtca	tccaacaagc	900
151	tacttctgt	atcaactcta	tggctcatta	catcgaaact	caacctttcg	atgatagaag	960
152	aactcctaga	gataactgg	tcactgtat	cgttactttc	ggagagggat	accataactt	1020
153	ccatcatgag	ttccctactg	attatagaaa	cgctatcaag	tggtaccaat	acgatctac	1080
154	taaagtgtatc	atctacttga	cttctctcg	gggacttgc	tacgatctca	agaagttctc	1140
155	tcaaaacgct	atcgaggagg	cttttatcca	acaagagcaa	aagaagatca	acaagaagaa	1200
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158	ttctggatac	atctctgagc	atctggagg	agagacttta	attaagactg	ctcttgaaa	1380
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RAW SEQUENCE LISTING

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Output Set: N:\CRF3\07112001\I763331.raw

163 <210> SEQ ID NO: 4
 164 <211> LENGTH: 383
 165 <212> TYPE: PRT
 166 <213> ORGANISM: Arabidopsis thaliana
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 174 35 40 45
 175 Ile Pro Arg Ser Phe Ser Tyr Leu Ile Ser Asp Ile Ile Ile Ala Ser
 176 50 55 60
 177 Cys Phe Tyr Tyr Val Ala Thr Asn Tyr Phe Ser Leu Leu Pro Gln Pro
 178 65 70 75 80
 179 Leu Ser Tyr Leu Ala Trp Pro Leu Tyr Trp Ala Cys Gln Gly Cys Val
 180 85 90 95
 181 Leu Thr Gly Ile Trp Val Ile Ala His Glu Cys Gly His His Ala Phe
 182 100 105 110
 183 Ser Asp Tyr Gln Trp Leu Asp Asp Thr Val Gly Leu Ile Phe His Ser
 184 115 120 125
 185 Phe Leu Leu Val Pro Tyr Phe Ser Trp Lys Tyr Ser His Arg Arg His
 186 130 135 140
 187 His Ser Asn Thr Gly Ser Leu Glu Arg Asp Glu Val Phe Val Pro Lys
 188 145 150 155 160
 189 Gln Lys Ser Ala Ile Lys Trp Tyr Gly Lys Tyr Leu Asn Asn Pro Leu
 190 165 170 175
 191 Gly Arg Ile Met Met Leu Thr Val Gln Phe Val Leu Gly Trp Pro Leu
 192 180 185 190
 193 Tyr Leu Ala Phe Asn Val Ser Gly Arg Pro Tyr Asp Gly Phe Ala Cys
 194 195 200 205
 195 His Phe Phe Pro Asn Ala Pro Ile Tyr Asn Asp Arg Glu Arg Leu Gln
 196 210 215 220
 197 Ile Tyr Leu Ser Asp Ala Gly Ile Leu Ala Val Cys Phe Gly Leu Tyr
 198 225 230 235 240
 199 Arg Tyr Ala Ala Ala Gln Gly Met Ala Ser Met Ile Cys Leu Tyr Gly
 200 245 250 255
 201 Val Pro Leu Leu Ile Val Asn Ala Phe Leu Val Leu Ile Thr Tyr Leu
 202 260 265 270
 203 Gln His Thr His Pro Ser Leu Pro His Tyr Asp Ser Ser Glu Trp Asp
 204 275 280 285
 205 Trp Leu Arg Gly Ala Leu Ala Thr Val Asp Arg Asp Tyr Gly Ile Leu
 206 290 295 300
 207 Asn Lys Val Phe His Asn Ile Thr Asp Thr His Val Ala His His Leu
 208 305 310 315 320
 209 Phe Ser Thr Met Pro His Tyr Asn Ala Met Glu Ala Thr Lys Ala Ile
 210 325 330 335
 211 Lys Pro Ile Leu Gly Asp Tyr Tyr Gln Phe Asp Gly Thr Pro Trp Tyr
 212 340 345 350

RAW SEQUENCE LISTING
PATENT APPLICATION: US/09/763,331

DATE: 07/11/2001
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Input Set : A:\PTO.txt
Output Set: N:\CRF3\07112001\I763331.raw

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216 370 375 380

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220 <211> LENGTH: 1372

221 <212> TYPE: DNA

222 <213> ORGANISM: Arabidopsis thaliana

224 <400> SEQUENCE: 5

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227 ctacttcttc	caagaaatcg	gaaaccgaca	ccacaaagcg	tgtgccgtgc	gagaaaccgc	180
228 ctttctcggt	gggagatctg	aagaaagcaa	tcccgcgc	ttgtttcaaa	cgctcaatcc	240
229 ctcgctctt	ctcctacctt	atcagtgaca	tcattatacg	ctcatgcttc	tactacgtcg	300
230 ccaccaatta	cttctcttc	ctcctcagc	ctctcttta	cttggcttgg	ccactctatt	360
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232 acgattcag	cgactaccaa	tggctggatg	acacagttgg	tcttatcttc	cattccttcc	480
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236 ggccttgta	tttagccctt	aacgtctctg	gcagaccgta	tgcgggttc	gttgcatt	720
237 tcttccccaa	cgctcccata	tacaatgacc	gagaacgcct	ccagatatac	ctctctgtat	780
238 cgggtattct	agccgtctgt	tttggctttt	accgttacgc	tgcgcacaa	gggatggcct	840
239 cgatgatctg	cctctacgga	gtaccgcctt	tgtatgtgaa	tgcgttcctc	gtcttgatca	900
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VERIFICATION SUMMARY

PATENT APPLICATION: US/09/763,331

DATE: 07/11/2001

TIME: 11:25:17

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SEQUENCE LISTING

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Mitchell, Andrew

<120> Synthetic Fatty Acid Desaturase Gene for
Expression in Plants

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<150> US 60/097,586
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SYNTHETIC FATTY ACID DESATURASE GENE
FOR EXPRESSION IN PLANTS

This application claims priority to U.S. Provisional Application No. 60/097,586, filed August 24, 1998, the entirety of which is incorporated by reference herein.

5

FIELD OF THE INVENTION

This invention relates to the field of genetic engineering, and more particularly to transformation of plants with heterologous fatty acid desaturase genes modified for optimum expression in plants.

10

BACKGROUND OF THE INVENTION

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Several publications are referenced in this application in order to more fully describe the state of the art to which this invention pertains. The disclosure of each of these publications is incorporated by reference herein.

20

Alteration of fatty acid desaturation in plants is of interest to plant biologists and food scientists alike, due to the influence of unsaturated fatty acids on the health benefits and flavors of foods, as well as the role of these molecules in plant biological processes. For a nation interested in healthy diet, the quality of fats and oils depends on their fatty acid composition, with oils high in monounsaturated fatty acids (e.g., canola, olive) gaining popularity as new health benefits are discovered. Considering the flavors of plant foods, many flavor-producing compounds are derived from peroxidation of unsaturated fatty acids. Thus, efforts are being made to produce plants with increased amounts

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of unsaturated fatty acids, preferably monounsaturated fatty acids.

In animal and fungal cells, monounsaturated fatty acids are aerobically synthesized from saturated fatty acids by a microsomal Δ -9 fatty acid desaturase that is membrane bound and cytochrome b_5 -dependent. A double bond is inserted between the 9- and 10-carbons of palmitoyl (16:0) and stearoyl (18:0) CoA to form palmitoleic (16:1) and oleic (18:1) acids. In the reaction mechanism, electrons are transferred from NADH-dependent cytochrome b_5 reductase, via the heme-containing cytochrome b_5 (Cyt b_5) molecule, to the Δ -9 fatty acid desaturase. The major form of cytochrome b_5 in animal, fungal and plant cells exists as an independent protein molecule that is anchored to the membrane by a short, carboxyl terminal, hydrophobic stretch of amino acids. The carboxyl terminal anchor orients the heme group of the Cyt b_5 on the membrane surface and allows it to translationally diffuse across the surface of the membrane. This property of lateral mobility allows this form of cytochrome b_5 to participate as an electron donor to a number of different proteins that catalyze a variety metabolic reactions on the membrane surface, including fatty acid desaturases, various sterol biosynthetic enzymes and a variety of cytochrome P450 mediated reactions. While this contributes to the versatility of Cyt b_5 as an electron donor, it also implies that the major form of cytochrome b_5 shuttles between its redox partners by translational diffusion across the surface of the membrane (Strittmatter and Rogers, Proc. Natl. Acad. Sci. USA, 72: 2658-2661, (1975; Lederer, Biochimie 76: 674-692, 1994). Furthermore, this mechanism suggests that an independent, membrane bound cytochrome b_5 molecule

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can potentially limit the rate of the metabolic reaction, depending on its abundance, its location on the membrane surface, its proximity to the electron acceptor, and the rate at which it can move and orient itself to the acceptor on the membrane surface.

In plants, unsaturated fatty acids are formed and incorporated into complex lipids in two distinct cellular compartments. *De novo* fatty acid synthesis occurs almost exclusively in the plastids, producing the saturated species 16:0-ACP (acyl carrier protein) and 18:0-ACP. 18:1-ACP is formed from 18:0-ACP in the plastid by a soluble, ferredoxin-dependent Δ -9 desaturase. These fatty acids are then shunted into one of two routes - a plastid-localized "procaryotic" pathway or a cytosolic/ER (endoplasmic reticulum) "eucaryotic" pathway - for further modification and acylation into glycerolipids (Somerville and Browse, *Science* 252: 80-87, 1991). The acyl ACPs that are shunted into the prokaryotic pathway remain within the plastid and are used for the synthesis of phosphatidic acid and further conversion to chloroplast glycerolipids. The fatty acyl groups of those lipids may be further desaturated by plastid desaturases that also use ferrodoxin as the electron donor.

Acyl-ACPs that are shunted into the eukaryotic pathway are converted to free fatty acids, transported across the chloroplast membrane into the cytoplasm where they are converted to acyl CoA thioesters by acyl CoA synthetase. Those fatty acids are then converted to cytoplasmic/ER phosphatidic acid which can then be converted to membrane glycerophospholipids, or storage lipids, in the form of triacylglycerols and sterol esters that are the major components of plant oils.

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Most polyunsaturated 18-carbon plant fatty acids appear to be formed in the cytosol by the ER-bound desaturases (Table 1). Once the 18:1 fatty acid is incorporated into phospholipid, an ER-bound desaturase can catalyze the formation of a Δ -12 double bond in the fatty acyl chain to form Δ -9,12 18:2. Other ER bound desaturase enzymes can act on 18:2 to introduce a Δ -15 double bond to form Δ 9,12,15 18:3. These desaturase are thought to be similar to animal and fungal desaturases because they are membrane bound and appear to require a cytochrome b_5 -mediated electron transport chain.

TABLE 1:

Plant	Gene	Desaturase Type	Primary Activity	b5 chimera	Reference
Arabidopsis	FAD2	Δ 12, microsomal	18:1->18:2	no	Okuley J. et al. Plant Cell 6: 147-158, 1994
Arabidopsis	FAD3	Δ 15, microsomal	18:2->18:3	no	Shah S. & Z. Xin, Plant Physiol. 114: 1533-1539, 1997
Nicotiana tabacum	NtFA D3	Δ 15, microsomal	18:2->18:3	no	Hamada T. et al. Plant & Cell. Physiol. 37: 606-611, 1996, Hamada T. et al. Transgenic Res. 5: 115-121, 1996
Soybean	FAD 2-1	Δ 12, microsomal, developing seeds	18:1->18:2	no	Heppard E.P. et al. Plant Physiol. 110: 311-319, 1996
Soybean	FAD 2-2	Δ 12, microsomal developing seeds and vegetative tissues	18:1->18:2	no	Heppard, E.P. et al. 1996, <i>supra</i>

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Borage		Δ-6	18:2 (9,12)-18:3 (6,9,12)	yes, N-terminal	Sayanova et al. Proc. Natl. Acad. Sci. USA <u>94</u> : 4211- 4216, 1997
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The conversion of saturated fatty acyl chains
 5 to monounsaturated species in plants appears to be
 confined to the chloroplasts. No Δ-9 desaturase activity
 has been identified in the cytoplasm or endoplasmic
 reticulum of plants. The soluble plant chloroplast Δ-9
 desaturase is highly specific for 18:0-ACP as a substrate
 10 and does not desaturate 16:0-ACP (Somerville and Browse,
supra). As a result, only a small amount of 16:1 is
 present in most higher plants, while the pool of 16:0 is
 concomitantly larger due to its disfavor as a substrate
 for the plant desaturase. By comparison, a larger amount
 15 of 18:1 is found in higher plant cells, with a
 correspondingly lesser amount of 18:0. Thus, for the
 purpose of increasing the concentration of mono-
 unsaturated lipids in a plant, the 16:0 fatty acid
 constitutes a significant pool of available substrate
 20 that is under-utilized by the endogenous plant
 desaturase.

In contrast to the plant Δ-9 desaturase, fungal
 and animal Δ-9 desaturases efficiently convert a wide
 range of saturated fatty acids with differing hydrocarbon
 25 chain lengths to monounsaturated fatty acids. The
Saccharomyces cerevisiae enzyme, for example, efficiently
 desaturates even and odd chain fatty acyl CoA substrates
 from 13 carbons to 19 carbons in length. A broad
 functional homology exists among various Cyt b₅-dependent
 30 desaturases, as evidenced, for example, by the successful
 expression of the rat Δ-9 desaturase in yeast (Stukey et
 al., J. Biol. Chem. 265: 20144-20149, 1990).

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The rat and yeast Δ -9 desaturase genes have been expressed in plants: both the rat and the yeast genes have been expressed in tobacco (Grayburn et al., *BioTechnology* 10: 675-678, 1992 (rat); Polashock et al., *Plant Physiol.* 100: 894-901, 1992 (yeast), and the yeast gene has also been expressed in tomato (Wang et al., *J. Agric. Food Chem.* 44: 3399-3402, 1996). The yeast Δ -9 desaturase has been shown to function in tobacco and tomato, leading to increases in the level of monounsaturated fatty acids (both 16:1 and 18:1) and other compounds derived from monounsaturated fatty acids (e.g., polyunsaturated fatty acids, hexanal, 1-hexanol, heptanal, *trans*-2-octenal) (Polashock et al., *supra*; Wang et al.; *supra*). Expression of the rat desaturase also led to an increase in monounsaturated 16- and 18-carbon fatty acids (Grayburn et al., *supra*).

From the foregoing, it can be seen that transgenic plants expressing animal or fungal Δ -9 desaturase genes can be improved in their unsaturated fatty acid composition by virtue of the activity of the foreign enzyme. Of further advantage, it has recently been discovered that some fungal Δ -9 desaturases (e.g., *Saccharomyces cerevisiae*) are fusion proteins comprising an intrinsic Cyt b₅ domain (Mitchell & Martin, *J. Biol. Chem.* 270: 29766-29772, 1995). When this gene is expressed, sufficient Cyt b₅ is produced to drive the desaturase reaction at an optimum level and is not dependent on existing plant Cyt b₅. The known animal Δ -9 desaturases do not contain this fused Cyt b₅ motif and must rely on independently-produced Cyt b₅ to provide the electrons for the reactions.

Though fungal or animal Δ -9 desaturases (e.g. the *S. cerevisiae* desaturase or the animal desaturases)

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may be expressed and functional in certain plants, their expression is likely less than optimal in plants, and expression may not even be possible in other plant species, due to several factors, including differences in 5 codon usage and codon preference in plants as compared to fungi, and among different plant species and the presence of cryptic intron splicing signals, among others. All of these factors can lead to poor expression, or no expression, of a non-plant foreign gene in a plant cell.

10 Accordingly, in order to make use of non-plant fatty acid desaturases, particularly those such as the *S. cerevisiae* Δ-9 desaturase comprising an internal Cyt b₅ motif, a need exists to design modified desaturase-encoding DNA molecules that are customized for expression 15 in plant cells and specific plant tissues. It would be of even greater advantage to optimize such modified DNA molecules for expression in particular plant species, such as those that are grown and harvested primarily for oils.

20

SUMMARY OF THE INVENTION

According to one aspect of the invention, a synthetic fatty acid desaturase gene for expression in a multi-cellular plant is provided, the gene comprising a 25 desaturase domain and a Cyt b₅ domain, wherein the gene is customized for expression in a plant cytoplasm. In one embodiment, the synthetic gene is customized for expression in a monocotyledonous plant. In another embodiment, the synthetic gene is customized for expression in a dicotyledonous plant. In a preferred embodiment, the synthetic gene is customized for expression in a plant genus selected from the group consisting of *Arabidopsis*, *Brassica*, *Phaeolus*, *Oryza*,

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Olea, Elaeis (Oil Palm) and *Zea*.

In a preferred embodiment of the invention, the desaturase is a cytosolic Δ -9 desaturase. The *Saccharomyces cerevisiae* Δ -9 desaturase is particularly preferred.

In another embodiment of the invention, the synthetic gene is customized from a naturally occurring gene comprising both a desaturase domain and a cyt b_5 domain. Alternatively, the synthetic gene is a chimeric gene comprising a desaturase domain and a heterologous cyt b_5 domain.

In another embodiment, the synthetic gene is customized from a naturally occurring gene such that the synthetic gene and the naturally occurring gene encode an identical amino acid sequence. Alternatively, the synthetic gene is customized from a naturally occurring gene such that the synthetic gene and the naturally occurring gene encode a similar and functionally conserved amino acid sequence.

In another embodiment, a naturally occurring or a synthetic gene is customized so that specific amino acid modification are made to enhance the function of the encoded protein. Examples of such modifications include changing amino acids that are subjected to phosphorylation or other post-translational modifications that may alter or regulate the activity of the Δ -9 desaturase enzyme.

In another embodiment of the invention, elements of a naturally occurring or a synthetic desaturase gene that are not essential for enzymatic function are replaced or linked with elements derived from plant ER lipid biosynthetic genes that are normally expressed in maturing seeds or other plant tissues. The

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improved expression of the modified gene produced by the inclusion or substitution of plant DNA sequences in the synthetic gene will result from native plant signal or control elements in those sequences that affect
5 desaturase gene expression at one or more levels.

According to another aspect of the invention, a method is provided for constructing and customizing a bifunctional desaturase/cyt b₅ encoding gene for expression in the cytosol of a multicellular plant. The
10 method comprises (a) providing a DNA molecule comprising a desaturase-encoding moiety operably linked to a cyt b₅-encoding moiety, said DNA molecule producing the bifunctional polypeptide in a non-customized form; (b) back-translating the polypeptide sequence using preferred codons for expression in a multicellular plant, thereby
15 producing a back-translated nucleotide sequence; (c) analyzing the back-translated nucleotide sequence for features that could diminish or prevent expression in the plant cytoplasm, including, optionally (1) probable
20 intron splice sites (characterized by T-rich regions); (2) plant polyadenylation signals (e.g., AATAAA); (3) polymerase II termination sequence (e.g., CAN₍₇₋₉₎AGTNNAA, where N is any nucleotide); (4) hairpin consensus
25 sequences (e.g., UCUUCGG); and (5) the sequence-destabilizing motif ATTAA; (d) modifying the analyzed sequence to correct or remove the features that could diminish or prevent expression in the plant cytoplasm; and, optionally, (e) introducing desirable cloning
30 features, such as restriction sites, into the sequence in a manner that does not materially affect the desired codon usage or final polypeptide sequence.

The method set forth above may be adapted by incorporating into the customized gene one or more

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genomic segments from plant desaturase or other ER lipid biosynthetic genes, which are determined to further optimize gene expression in plants. This method comprises (1) identifying cDNA sequences that have 5 potential to comprise such beneficial elements, (2) creating yeast vectors expressing desaturase genes modified to contain these elements, (3) testing the vectors in a yeast expression system, (4) isolating regions from genomic DNA that are homologous to the 10 beneficial cDNA elements, and (6) using them to construct chimeric or hybrid synthetic genes that produce functional and highly efficient desaturase activities in plant tissues.

15 Other features and advantages of the present invention will be better understood by reference to the drawings, detailed description and examples that follow.

BRIEF DESCRIPTION OF THE DRAWINGS

20 **Figure 1.** GCG Pileup comparison of stearoyl-CoA desaturase protein sequences. Sequences containing a Cyt b₅ domain are indicated with a +; sequences lacking a Cyt b₅ domain are indicated with a -; sequences still in question are indicated with a ?.

25 **Figure 2.** GCG Pileup comparison of Cytochrome b₅ protein sequences.

DETAILED DESCRIPTION OF THE INVENTION

I. Definitions

30 Various terms relating to the biological molecules of the present invention are used herein above and also throughout the specifications and claims.

The term "promoter region" refers to the 5'

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regulatory regions of a gene.

The term "reporter gene" refers to genetic sequences which may be operably linked to a promoter region forming a transgene, such that expression of the reporter gene coding region is regulated by the promoter and expression of the transgene is readily assayed.

The term "selectable marker gene" refers to a gene product that when expressed confers a selectable phenotype, such as antibiotic resistance, on a transformed cell or plant.

The term "operably linked" means that the regulatory sequences necessary for expression of the coding sequence are placed in the DNA molecule in the appropriate positions relative to the coding sequence so as to effect expression of the coding sequence. This same definition is sometimes applied to the arrangement of coding sequences and transcription control elements (e.g. promoters, enhancers, and termination elements) in an expression vector.

The term "DNA construct" refers to genetic sequence used to transform plants and generate progeny transgenic plants. These constructs may be administered to plants in a viral or plasmid vector. Other methods of delivery such as Agrobacterium T-DNA mediated transformation and transformation using the biolistic process are also contemplated to be within the scope of the present invention. The transforming DNA may be prepared according to standard protocols such as those set forth in "Current Protocols in Molecular Biology", eds. Frederick M. Ausubel et al., John Wiley & Sons, 1999.

This invention provides synthetic DNA molecules (sometimes referred to herein as "synthetic genes") that

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encode a fatty acid desaturase useful for modifying the fatty acid composition of a plant. The DNA molecules described in accordance with this invention are superior to DNA molecules currently available for this purpose, in

5 two important respects: (1) they encode a dual-domain polypeptide (sometimes referred to herein as a "bifunctional polypeptide or protein"), one domain being the fatty acid desaturase, and the other domain being cytochrome b_5 , a protein required to support the electron

10 transfer events that enable the desaturase to function; and (2) they are customized for expression in the cytosol of plant cells, and further customized for expression in particular selected plant species.

Design of synthetic genes of the present invention is accomplished in two broad steps. First, the two components (the desaturase-encoding component and the Cyt b_5 -encoding component) are selected and linked together, if they do not occur together naturally. Second, the DNA molecule is optimized for expression in the cytosol of a plant cell, or further for expression in a particular plant species, or group of species.

With regard to the first step, it should be noted that several fungal, animal and plant species, including yeast, are now known to contain naturally-occurring genes encoding dual-domain cytoplasmic fatty acid desaturases. As mentioned above, the yeast and rat Δ -9 desaturase genes have been expressed and shown to function in plants. However, prior to the present invention, it was not appreciated that the bifunctional yeast desaturase offers a significant advantage over the single-function animal desaturase in plant cells, where the requisite Cyt b_5 is available only in small amounts, and the yeast protein can provide its own supply of Cyt

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b₅.

With regard to the second step - optimization for expression in the plant cytosol - it was discovered in accordance with the present invention that a non-plant 5 desaturase-encoding gene, such as the yeast *OLE 1*, though expressed in some plants, may not be optimally expressed in those plants. Furthermore, the inventors have found that the yeast gene is poorly expressed in other plant species, thus highlighting the advantages obtainable by 10 optimizing such a gene for expression in a plant cell.

Sections II-IV below describe in detail how to design and use the synthetic genes of the present invention. To the extent that specific materials are mentioned, it is merely for purposes of illustration and 15 is not intended to limit the invention. Unless otherwise specified, general biochemical and molecular biological procedures, such as those set forth in Sambrook et al., *Molecular Cloning*, Cold Spring Harbor Laboratory (1989) (hereinafter "Sambrook et al.") or Ausubel et al. (eds) 20 *Current Protocols in Molecular Biology*, John Wiley & Sons (1999) (hereinafter "Ausubel et al.") are used.

II. Design and construction of the synthetic DNA molecules

A. Selection of component DNA segments

25 This invention contemplates the use of the following source DNAs, which are thereafter modified for expression in plants, if necessary:

30 1. naturally occurring genes or cDNAs that encode dual domain polypeptides comprising a desaturase domain and a Cyt b₅ domain;

2. chimeric genes in which a desaturase-encoding sequence from one source (e.g., the desaturase domain of a dual domain fungal Δ-9 desaturase, or the

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single domain rat desaturase), is linked to a Cyt b₅-encoding sequence from a different source (e.g., a plant);

3. chimeric genes in which a sequence that
5 encodes a fragment of a naturally occurring plant Cyt b₅ (e.g. the heme binding fold, or residues that comprise the electron donor or acceptor sites, or residues that act as membrane targeting or retention signals, or residues that act to stabilize the protein in the plant
10 cytoplasmic environment) is substituted for homologous regions in the cytochrome b₅ domain of a dual domain polypeptide such as the yeast Δ-9 desaturase; and

4. chimeric genes in which elements that encode
the essential enzymatic domains from one source (e.g. a
15 native or synthetic gene derived from a fungal Δ-9 desaturase) are linked to elements derived from native plant desaturases that enhance transcription, mRNA processing, mRNA stability, protein folding and maturation, membrane targeting or retention, or protein
20 stability.

Naturally occurring genes or cDNAs that encode dual domain desaturase/Cyt b₅ proteins have been identified in several fungal species, including *Saccharomyces cerevisiae*, *Pichia augusta*, *Histoplasma capsulatum* and *Cryptococcus curvatus* (See Fig. 1).

Naturally occurring genes or cDNA=s that encode independent, diffusible Cyt b₅ proteins have been identified in several plant species, including *Nicotiana tabacum* (tobacco), *Oryza sativa* (rice), *Cuscuta reflexa* (southern Asian dodder), *Arabidopsis thaliana*, *Brassica oleracea* and *Olea europaea* (olive). A N-terminal Cyt b₅ domain of a Δ-6 desaturase has also been identified in the plant *Borago officinalis*, and in the *Saccharomyces*

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cerevisiae FAH1 gene that encodes a very long chain fatty acid hydroxylase. Genes or cDNAs from these species, as well as DNA from any other species identified in the future as encoding such a dual domain protein, are contemplated for use in the synthetic genes of the present invention.

In a preferred embodiment, the yeast *OLE1* gene is used. This embodiment is described in detail in Example 1.

10 The second strategy involves linking a DNA segment encoding a fatty acid desaturase from one source with a Cyt b₅ domain from another source. In a preferred embodiment, this chimeric gene is fashioned after the naturally-occurring dual function genes discussed above.

15 That is, the Cyt b₅ domain and the desaturase domain are situated in the same positions respective to each other as is found in the naturally occurring genes (see, e.g., Mitchell & Martin, *J. Biol. Chem.* 270: 29766-29772, 1996).

20 The chimeric dual-domain proteins of the invention are prepared by recombinant DNA methods, in which DNA sequences encoding each domain are operably linked together such that upon expression, a fusion protein having the desaturase and Cyt b₅ functions

25 described above is produced. As defined above, the term "operably linked" means that the DNA segments encoding the fusion protein are assembled with respect to each other, and with respect to an expression vector in which they are inserted, in such a manner that a functional

30 fusion protein is effectively expressed. The selection of appropriate promoters and other 5' and 3' regulatory regions, as well as the assembly of DNA segments to form an open reading frame, employs standard methodology well

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known to those skilled in the art.

Thus, preparing the chimeric DNAs of the invention involves selecting DNA sequences encoding each of the aforementioned components and operably linking the respective sequences together in an appropriate vector. The sequences are thereafter expressed to produce the dual-function protein.

Genes or cDNAs that encode single-function cytoplasmic Δ -9 fatty acid desaturases have been identified in a diverse array of prokaryotic and eucaryotic species, including insects, fungi and mammals, but not plants (Fig. 1). Genes or cDNAs from any of these species, as well as DNA from any other species identified in the future as encoding a fatty acid desaturase, are contemplated for use in the synthetic genes of the present invention.

In preferred embodiments, desaturase-encoding genes from eucaryotes, most preferably fungi or mammals, are used. In a particularly preferred embodiment, a DNA encoding the rat stearoyl CoA desaturase is used. This DNA has been successfully expressed in tobacco, and accordingly is expected to be useful as part of a chimeric desaturase/Cyt b₅ gene of the present invention.

Genes or cDNAs that encode Cyt b₅ proteins have also been identified in a diverse array of eucaryotic species, including insects, fungi, mammals and plants. Genes or cDNAs from any of these species, as well as DNA from any other species identified in the future as encoding a Cyt b₅ protein, are contemplated for use in the synthetic genes of the present invention.

In preferred embodiments, Cyt b₅-encoding genes or cDNAs from plants are used. These DNAs are preferred because they naturally comprise the codon usage preferred

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in plants, so require little, if any, of the modification steps described below for non-plant genes. Particularly preferred, if available, are Cyt b₅-encoding DNAs from the same plant species (or group of species) to be

5 transformed with the chimeric gene. For instance, synthetic chimeric genes constructed for transformation of *Brassica* species might comprise a stearoyl CoA-encoding domain from rat and a Cyt b₅ domain from *Brassica* (see Figs. 1 and 2 for specific sources). This chimeric
10 DNA would require optimization for expression in *Brassica* only in the desaturase domain.

With respect to the naturally-occurring dual domain-encoding genes, as well as the chimeric genes discussed above, it will be appreciated that the DNA
15 molecules can be prepared in a variety of ways, including DNA synthesis, cloning, mutagenesis, amplification, enzymatic digestion, and similar methods, all available in the standard literature. Additionally, certain DNA molecules can be obtained by access to public
20 repositories, such as the American Type Culture Collection. Alternatively, DNA molecules that are not readily available, and/or for which sequence information is not available, can be isolated from biological sources using standard hybridization methods and homologous
25 probes that are available.

B. Optimization for expression in plants

The second step in designing the synthetic DNA molecules of the invention is to customize (i.e.
30 optimize) their sequence for expression in the plant cytoplasm. This is accomplished by performing one or more of the steps listed below on the coding sequence of the above described non-plant (or chimeric)

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desaturase/Cyt b₅-encoding DNA molecules.

1. From the peptide sequence encoded by the DNA, back translate using an appropriate plant codon usage table, making certain in particular that the most 5 preferred translation termination codon is used.

2. Visually, or with the aid of computer software, analyze the back-translated nucleotide sequence for features that could diminish or prevent expression in the plant cytoplasm. Such features include: (1) probable 10 intron splice sites (characterized by T-rich regions); (2) plant polyadenylation signals (e.g., AATAAA); (3) polymerase II termination sequence (e.g., CAN₍₇₋₉₎AGTNNA, where N is any nucleotide); (4) hairpin consensus sequences (e.g., UCUUCGG); and (5) the sequence-destabilizing motif ATTAA (Shah & Kamen, *Cell* 46: 659- 15 667, 1986). These features have been described in the art (U.S. Patent No., 5,500,365 to Fischhoff et al.; U.S. Patent No. 5,380,831 to Adang et al.).

3. Modify the back-translated sequence in 20 light of any "problem" sequences identified in step 2. Note that this step may require the introduction of codons that are not the most preferred, but instead are second or third-most preferred, in order to eliminate the more problematic sequences identified in step 2.

25 4. Introduce desirable cloning features, such as restriction sites, into the sequence in a manner that does not materially affect the desired codon usage or final polypeptide sequence.

30 The aforementioned optimization procedure can be performed so that the final polypeptide sequence is identical to the initial polypeptide sequence, even though the underlying nucleotide sequence has been modified. This is a preferred embodiment of the

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invention. However, it is entirely feasible to modify the initial sequence such that the final sequence is not identical to the initial sequence, either by virtue of amino acid substitutions, insertions or deletions. The more that is known about the structure/function relationship in a particular desaturase protein, the more liberties can be taken in modifying the protein sequence during the DNA optimization process. For instance, the present inventors have shown that the entire "coiled coil" domain of the yeast *OLE1* gene can be deleted, and the protein remains functional. Thus, it appears that *OLE1* can tolerate significant modification in the encoded protein without losing its biological activity.

Codon usage tables for a variety of plants, including general plant codon usage tables, tables for dicots, tables for monocots, and tables for particular species, are widely available. Some of these are reproduced in Example 1 below. One good location to access such tables is the website:

<http://biochem.octago.ac.nz.800/Transterm/codons.html>.

In an exemplary embodiment of the present invention, the above process is applied to the coding sequence of the yeast *OLE1* gene, which encodes a cytoplasmically expressed dual-domain protein comprising a Δ-9 fatty acid desaturase domain and a Cyt b₅ domain. Optimization of the *OLE1* gene for expression in *Arabidopsis* and related species is described in detail in Example 1.

In another preferred embodiment, the coding sequence of the rat stearoyl CoA desaturase is modified for expression in plants according to the methods

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described above. The modified sequence is operably linked to a coding sequence for a Cyt b₅ domain, preferably from a plant, and most preferably from *Brassica*. In this regard, it has been shown that 5 expression of this rat desaturase in tobacco produces a functional protein that increases the 16:1 fatty acid content of plant tissues. Splice site prediction analysis of the rat desaturase reveals that there are no plant intron-like sequences within the open reading 10 frame. However, codon usage analysis reveals that this desaturase possesses a number of codons that are not optimal for expression in plants, particularly *Arabidopsis* or *Brassica*.

In another preferred embodiment, the protein 15 coding sequences of the modified vectors described above are further modified to increase desaturase activity. This is done by altering specific amino acids in the encoded protein that control desaturase activity through post-translational modifications. These modifications 20 are presumed to increase the level of desaturase activity in the host plant by stabilizing the desaturase protein or by increasing catalytic activity of the desaturase. Post translational modifications such as protein phosphorylation or dephosphorylation have been shown to 25 alter activity of a number of enzymes by a number of different mechanisms. These include increasing or decreasing enzyme activity or protein stability, or changing the intracellular location of the enzyme. An examination of a wide range of Δ-9 desaturase enzymes 30 reveals the existence of a number of highly conserved potential phosphorylations sites that could serve as sequences that regulate desaturase activity. These are shown in bold face on the pile-up diagram in Figure 3 and

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are summarized in Table 1 of Example 3. The high degree of homology between these sites suggests that these sequences may also be recognized by host plant phosphorylating or dephosphorylating enzymes. If 5 phosphorylation of an amino acid within one of the sites increases the activity of the desaturase, the nucleic acid sequence corresponding to that amino acid can be altered to encode a negatively charged amino acid at that site to permanently increase the activity of the protein 10 in the host. If phosphorylation of an amino acid within the site reduces the activity of the desaturase enzyme, the nucleic acid sequence can be altered to replace that amino acid with a neutral amino acid that will permanently increase the activity of the enzyme.

15 In another preferred embodiment, elements of the genes in the modified vectors described above are further modified and improved by the linkage or substitution of sequences derived from native plant ER lipid biosynthetic genes. Those sequences contain 20 elements that improve the desaturase activity by increasing the efficiency of gene expression, intracellular protein targeting and/or enzyme stability. This is done by identifying elements of the engineered desaturase gene that can be replaced or linked with 25 elements of a plant gene without significantly affecting the desired activity or specificity of the resulting enzyme. Genes and cDNAs that encode ER lipid biosynthetic enzymes from *Brassica*, *Arabidopsis*, *Nicotiana tabacum*, *Borage*, maize, sunflower and soybeans, 30 as well as similar plant genes from any other species that are identified in the future, are contemplated for use in the synthetic genes of the present invention.

In connection with the aforementioned

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embodiment, but not limited thereto, it is particularly useful in many cases to pre-test constructs of the invention in a yeast expression system, in order to eliminate constructs that work poorly before taking the 5 more labor- and time-intensive step of testing them in plants. Accordingly, this step may be incorporated into the methods described herein.

10 III. Construction of vectors for transforming plant
 nuclei, and production of transgenic plants
 expressing synthetic genes of the invention

15 The synthetic genes of the present invention are intended for use in producing transgenic plants that optimally express a dual-function desaturase/Cyt b₅ protein in the cytoplasm of plant cells. Transformation of plant nuclei to produce transgenic plants may be accomplished according to standard methods known in the 20 art. These include, but are not limited to, *Agrobacterium* vectors, PEG treatment of protoplasts, biolistic DNA delivery, UV laser microbeam, gemini virus vectors, calcium phosphate treatment of protoplasts, electroporation of isolated protoplasts, agitation of 25 cell suspensions with microbeads coated with the transforming DNA, direct DNA uptake, liposome-mediated DNA uptake, and the like. Such methods have been published in the art. See, e.g., Methods for Plant Molecular Biology, Weissbach & Weissbach eds., Academic 30 Press, Inc. (1988); Methods in Plant Molecular Biology, Schuler & Zielinski, eds., Academic Press, Inc. (1989); Plant Molecular Biology Manual, Gelvin Schilperoort, Verma, eds., Kluwer Academic Publishers, Dordrecht (1993); and Methods in Plant Molecular Biology - A 35 Laboratory Manual, Maliga, Klessig, Cashmore, Gruissem &

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Varner, eds., Cold Spring Harbor Press (1994).

The method of transformation depends upon the plant to be transformed. The biolistic DNA delivery method is useful for nuclear transformation, and is a preferred method for practice of this invention. In another embodiment of the invention, *Agrobacterium* vectors are used to advantage for efficient transformation of plant nuclei.

In a preferred embodiment, the synthetic gene is introduced into plant nuclei in *Agrobacterium* binary vectors. Such vectors include, but are not limited to, BIN19 (Bevan, Nucl. Acids Res., 12: 8711-8721, 1984) and derivatives thereof, the pBI vector series (Jefferson et al., EMBO J., 6: 3901-3907, 1987), and binary vectors pGA482 and pGA492 (An, Plant Physiol., 81: 86-91, 1986). A new series of *Agrobacterium* binary vectors, the pPZP family, is preferred for practice of the present invention. The use of this vector family for plant transformation is described by Svab et al. in Methods in Plant Molecular Biology - A Laboratory Manual, Maliga, Klessig, Cashmore, Gruissem and Varner, eds., Cold Spring Harbor Press (1994).

Using an *Agrobacterium* binary vector system for transformation, the synthetic gene of the invention is linked to a nuclear drug resistance marker, such as kanamycin or gentamycin resistance. *Agrobacterium*-mediated transformation of plant nuclei is accomplished according to the following procedure:

- (1) the gene is inserted into the selected *Agrobacterium* binary vector;
- (2) transformation is accomplished by co-cultivation of plant tissue (e.g., leaf discs) with a suspension of recombinant *Agrobacterium*, followed by

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incubation (e.g., two days) on growth medium in the absence of the drug used as the selective medium (see, e.g., Horsch et al., *Science* 227: 1229-1231, 1985);

5 (3) plant tissue is then transferred onto the selective medium to identify transformed tissue; and

(4) identified transformants are regenerated to intact plants.

It should be recognized that the amount of expression, as well as the tissue specificity of 10 expression of the synthetic genes in transformed plants can vary depending on the position of their insertion into the nuclear genome. Such position effects are well known in the art; see Weising et al., *Ann. Rev. Genet.*, 22: 421-477 (1988). For this reason, several nuclear 15 transformants should be regenerated and tested for expression of the synthetic gene.

20 **IV. Uses of the synthetic genes and transgenic plants expressing those genes**

The synthetic desaturase genes of the invention and transgenic plants expressing those genes can be used for several agriculturally beneficial purposes. For instance, they can be used in oil-producing crops (e.g., 25 corn, soybean, sunflower, rapeseed) to increase the overall percentages of monounsaturated fatty acids in those oils, thereby improving their health-promoting qualities. In this regard, the production of transgenic rapeseed plants (*Brassica napus*) is of particular 30 interest in this invention. Example 1 describes a synthetic yeast desaturase gene modified for expression in *Arabidopsis*. Because the codon usage of *Brassica* is very similar to that of *Arabidopsis*, it is expected that the synthetic gene described in Example 1 will be as well

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expressed in *Brassica* as it is in *Arabidopsis*.

Another use for the synthetic genes of the invention is to modify the flavors of certain fruit or vegetable crops. It has already been shown that expression of the un-modified yeast Δ -9 desaturase gene in tomato results in alterations in fatty acid composition and fatty acid-derived flavor compounds (Wang et al., 1996, *supra*). The synthetic, plant-optimized version of this gene is expected to function similarly, and also to be more efficiently expressed in plant cells.

Another use for the synthetic genes of the invention is to facilitate the formation of omega-5 anacardic acids, a class of secondary compounds derived from the Δ -9 desaturation of 14:0 in pest-resistant geraniums (Schultz et al., Proc. Natl. Acad. Sci. USA, 93: 877-885, 1996). It has been shown that formation of these compounds proceeds from the expression of Δ 9 desaturase activity resulting in the formation of Δ 9 14:1. Subsequent elongation of these molecules leads to the formation of omega-5 22:1 and 24:1 in the trichome exudate that leads to pest resistance against spider mites and aphids.

Another use for the synthetic genes of the invention are in the modification of membrane lipid fatty acyl composition to alter the properties of the cytoplasmic and plasma membranes of the cell. These may affect functions such as membrane associated activities that are associated with membrane functions such as signal transduction, endocytosis or exocytotic events, entry of fungal or viral pathogens into the cell, and temperature or environmentally caused stress that causes physical changes in the fluid properties of the plasma membrane or internal cell membranes. Plants defective in desaturases

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have been reported (Somerville and Browse, *supra*). These mutant plants contain higher than normal levels of saturated fatty acids that may lower membrane fluidity under normal growing conditions. Thus the effects of

5 temperature on these plants involved high temperature tolerance as opposed to chilling tolerance. These studies yielded interesting information that has relevance to temperature stress in general. A mutant of *Arabidopsis* deficient in 16:0 desaturation (Hugly et al, 10 *Plant Physiol.* 90: 1134-1142) for example, has been shown to appear and grow normally at non-stressful temperatures. Under high temperature conditions, however, the mutant performs better than controls in growth and biosynthetic studies. Higher temperature 15 stability was also noted in pea thylakoids following catalytic hydrogenation (Thoman et al. *Biochem. Biophys. Acta* 849: 131-140, 1986).

20 The following examples are provided to describe the invention in greater detail. They are intended to illustrate, not to limit, the invention.

EXAMPLE 1

25 **Modification of the *Saccharomyces cerevisiae* *OLE1* Gene for Expression in *Arabidopsis* and Related Species**

When introduced into tobacco and tomato plants, the yeast Δ -9 desaturase gene (*OLE1*) was shown to 30 desaturate palmitate and stearate, thereby reducing the levels of saturated fatty acids in triglycerides (Polashock et al., *supra*; Wang et al., *supra*). However, it was unclear whether optimum expression of the *OLE1* gene occurred in those species, and expression in other

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plant species has been less than optimum. For example, the present inventors have found that the level of expression of the *OLE1* gene in tobacco (Polashock, et. al., *Plant Physiol.* 100:894-901, 1992) and *Arabidopsis* varies in different plant tissues and is generally poor in tobacco, and *Arabidopsis* seeds. Similarly, data from other investigators indicate that expression of *OLE1* in rapeseed (*Brassica napus*) seeds is also poor (U.S. Patent No. 5,777,201, to Poutre, et al.).

10 Differential expression of heterologous genes in plants can be caused by several factors. It is often due to the presence of cryptic intron splicing signals. Thus, it is possible that the multiple banding patterns observed in northern blots of *OLE1*-transformed tobacco (Polashock et al., *supra*) are due to splicing of the *OLE1* mRNA.

15 In plants, the mRNA splicing mechanism is less well defined than in mammalian or yeast systems. There is some conservation of the 5' and 3' splicing signals but there is no conserved internal splice signal. However, with the accumulation of plant genomic DNA sequence data, it is now becoming possible to predict with some accuracy where intron splicing will occur (Hebsgaard, S.M., P.G. Korning, N. Tolstrup, J. Engelbrecht, P. Rouze and S. Brunak, *Nucleic Acids Research* 24(17): 3439-3452, 1996). In fact, computer programs that predict splice sites have now been developed (the "PlantNetGene" server for splice site predictions: <http://www.cbs.dtu.dk/NetPlantGene.html>).

20 25 30 From these sources, it appears that plant introns are typically identified as T rich sequences.

Another factor affecting expression of foreign genes in plants is codon preference. It is now well

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known that preference for certain codons exist among different phyla, classes, families, genera and species. Accordingly, by modifying a DNA sequence so that it uses codons preferred in a particular organism, expression of 5 that sequence can be optimized.

Other factors affecting the expression of foreign genes in plants include the presence of putative polyadenylation signals, hairpin cleavage consensus motifs, polymerase II termination sequences and the Shaw-10 Kamen sequence pattern ATTAA.

This example describes the design and construction of "pl-ole1", a modified *Saccharomyces cerevisiae OLE1* gene optimized for expression in *Arabidopsis* and other plant species.

15 The nucleotide sequence of the *Saccharomyces cerevisiae OLE1* gene coding sequence has been described in U.S. Patent No. 5,057,419 to Martin et al. (incorporated by reference herein) and is set forth below for convenience as SEQ ID NO:1 (open reading frame starts 20 at +11). The *S. cerevisiae* Δ-9 desaturase amino acid sequence encoded by *OLE1* is set forth as SEQ ID NO:2.

I. Design of pl-ole1

To modify *OLE1* for optimum expression in plants, the *OLE1* sequence was first analyzed for cryptic 25 plant splice signals, using the PlantNetGene server for splice site predictions. This analysis identified a number of "high confidence" intron splice signals in the *OLE1* sequence. These are shown below (positions correspond to position numbers in SEQ ID NO:1).

30 Donor splice site, direct strand:

5' - 3'

5' - 3'

<u>Position</u>	<u>Strand</u>	<u>Confidence</u>	<u>exon[^]intron</u>
-----------------	---------------	-------------------	-------------------------------

(Start ATG = +1)

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397	+	1.00	GCTCTCTCTG [^] GTAAAGTACC
1052	+	0.85	CTATTAAGTG [^] GTACCAATAC
1074	+	1.00	CCCAACTAAG [^] GTTATCATCT

Acceptor splice site, direct strand:

5	5' - 3'	<u>Position</u>	<u>Strand</u>	<u>Confidence</u>	5' - 3'	<u>intron[^]exon</u>
		500	+	0.86	GGTCTCACAG [^] ATCTTACTCC	

10 Next, the *OLE1* peptide sequence (SEQ ID NO:2) was back-translated using an *Arabidopsis thaliana* codon usage table, as shown below. Codon usage in *Arabidopsis* and several other plant species, including *Brassica napus*, *Phaseolus vulgaris* and *Zea mays* is very similar, as can be seen by a comparison with the respective codon usage tables of those species, also shown below (the codon usage table of *Saccharomyces cerevisiae* is shown for comparison; codon usage tables taken from [Ahttp://biochem.otago.ac.nz:800/ Transterm/codons.html](http://biochem.otago.ac.nz:800/Transterm/codons.html)).

20

Arabidopsis thaliana.

	AmAcid	Codon	Number	/1000	Fraction	..
25	Gly	GGG	6027.00	10.31	0.14	
	Gly	GGA	15393.00	26.32	0.37	
	Gly	GGT	14890.00	25.46	0.35	
	Gly	GGC	5654.00	9.67	0.13	
30	Glu	GAG	19825.00	33.90	0.51	
	Glu	GAA	18672.00	31.93	0.49	
	Asp	GAT	20862.00	35.67	0.65	
	Asp	GAC	11061.00	18.91	0.35	
35	Val	GTG	10414.00	17.81	0.26	
	Val	GTA	5145.00	8.80	0.13	
	Val	GTT	16157.00	27.63	0.41	
	Val	GTC	8156.00	13.95	0.20	
40	Ala	GCG	5361.00	9.17	0.13	
	Ala	GCA	10552.00	18.04	0.25	
	Ala	GCT	18782.00	32.12	0.45	

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	Ala	GCC	7249.00	12.40	0.17
5	Arg	AGG	6684.00	11.43	0.22
	Arg	AGA	10280.00	17.58	0.34
	Ser	AGT	7369.00	12.60	0.16
	Ser	AGC	6399.00	10.94	0.14
10	Lys	AAG	20436.00	34.94	0.55
	Lys	AAA	16882.00	28.87	0.45
	Asn	AAT	11658.00	19.93	0.47
	Asn	AAC	12987.00	22.21	0.53
15	Met	ATG	14817.00	25.34	1.00
	Ile	ATA	6571.00	11.24	0.21
	Ile	ATT	13028.00	22.28	0.41
	Ile	ATC	11855.00	20.27	0.38
20	Thr	ACG	4346.00	7.43	0.14
	Thr	ACA	8703.00	14.88	0.28
	Thr	ACT	10909.00	18.65	0.36
	Thr	ACC	6720.00	11.49	0.22
25	Trp	TGG	6868.00	11.74	1.00
	End	TGA	652.00	1.11	0.44
	Cys	TGT	5641.00	9.65	0.58
	Cys	TGC	4154.00	7.10	0.42
30	End	TAG	252.00	0.43	0.17
	End	TAA	591.00	1.01	0.40
	Tyr	TAT	8052.00	13.77	0.47
	Tyr	TAC	8965.00	15.33	0.53
35	Leu	TTG	11727.00	20.05	0.22
	Leu	TTA	6361.00	10.88	0.12
	Phe	TTT	11703.00	20.01	0.47
	Phe	TTC	13066.00	22.34	0.53
40	Ser	TCG	4830.00	8.26	0.10
	Ser	TCA	9033.00	15.45	0.19
	Ser	TCT	13022.00	22.27	0.28
	Ser	TCC	6214.00	10.63	0.13
45	Arg	CGG	2531.00	4.33	0.08
	Arg	CGA	3142.00	5.37	0.10
	Arg	CGT	5680.00	9.71	0.19
	Arg	CGC	2100.00	3.59	0.07
	Gln	CAG	9564.00	16.35	0.47
	Gln	CAA	10908.00	18.65	0.53

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	His	CAT	7466.00	12.77	0.58
	His	CAC	5415.00	9.26	0.42
5	Leu	CTG	5669.00	9.69	0.11
	Leu	CTA	5350.00	9.15	0.10
	Leu	CTT	14395.00	24.61	0.27
	Leu	CTC	9751.00	16.67	0.18
10	Pro	CCG	4676.00	8.00	0.17
	Pro	CCA	9131.00	15.61	0.33
	Pro	CCT	10732.00	18.35	0.39
	Pro	CCC	3331.00	5.70	0.12

15 *Brassica napus*

	AmAcid	Codon	Number	/1000	Fraction	..
20	Gly	GGG	730.00	11.21	0.13	
	Gly	GGA	2042.00	31.37	0.36	
	Gly	GGT	1952.00	29.99	0.35	
	Gly	GGC	892.00	13.70	0.16	
25	Glu	GAG	2119.00	32.55	0.55	
	Glu	GAA	1764.00	27.10	0.45	
	Asp	GAT	1895.00	29.11	0.56	
	Asp	GAC	1478.00	22.70	0.44	
30	Val	GTG	1231.00	18.91	0.28	
	Val	GTA	493.00	7.57	0.11	
	Val	GTT	1624.00	24.95	0.36	
	Val	GTC	1124.00	17.27	0.25	
35	Ala	GCG	615.00	9.45	0.13	
	Ala	GCA	1167.00	17.93	0.24	
	Ala	GCT	2028.00	31.15	0.42	
	Ala	GCC	1056.00	16.22	0.22	
40	Arg	AGG	697.00	10.71	0.22	
	Arg	AGA	996.00	15.30	0.32	
	Ser	AGT	736.00	11.31	0.15	
	Ser	AGC	803.00	12.34	0.17	
45	Lys	AAG	2243.00	34.46	0.55	
	Lys	AAA	1817.00	27.91	0.45	
	Asn	AAT	1058.00	16.25	0.37	
	Asn	AAC	1811.00	27.82	0.63	
	Met	ATG	1538.00	23.63	1.00	

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	Ile	ATA	669.00	10.28	0.20
	Ile	ATT	1271.00	19.52	0.37
	Ile	ATC	1461.00	22.44	0.43
5	Thr	ACG	563.00	8.65	0.15
	Thr	ACA	1059.00	16.27	0.28
	Thr	ACT	1154.00	17.73	0.30
	Thr	ACC	1073.00	16.48	0.28
10	Trp	TGG	798.00	12.26	1.00
	End	TGA	69.00	1.06	0.37
	Cys	TGT	517.00	7.94	0.50
	Cys	TGC	509.00	7.82	0.50
15	End	TAG	33.00	0.51	0.18
	End	TAA	83.00	1.28	0.45
	Tyr	TAT	792.00	12.17	0.38
	Tyr	TAC	1283.00	19.71	0.62
20	Leu	TTG	1051.00	16.14	0.20
	Leu	TTA	508.00	7.80	0.09
	Phe	TTT	1003.00	15.41	0.39
	Phe	TTC	1562.00	23.99	0.61
25	Ser	TCG	475.00	7.30	0.10
	Ser	TCA	856.00	13.15	0.18
	Ser	TCT	1147.00	17.62	0.24
	Ser	TCC	799.00	12.27	0.17
	Arg	CGG	219.00	3.36	0.07
	Arg	CGA	297.00	4.56	0.09
	Arg	CGT	659.00	10.12	0.21
	Arg	CGC	275.00	4.22	0.09
35	Gln	CAG	1188.00	18.25	0.50
	Gln	CAA	1168.00	17.94	0.50
	His	CAT	651.00	10.00	0.49
	His	CAC	672.00	10.32	0.51
40	Leu	CTG	592.00	9.09	0.11
	Leu	CTA	579.00	8.89	0.11
	Leu	CTT	1416.00	21.75	0.26
	Leu	CTC	1208.00	18.56	0.23
45	Pro	CCG	542.00	8.33	0.15
	Pro	CCA	1180.00	18.13	0.33
	Pro	CCT	1281.00	19.68	0.36
	Pro	CCC	527.00	8.10	0.15

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Phaseolus vulgaris

5	Gly	GGG	371.00	13.30	0.15
	Gly	GGA	771.00	27.64	0.32
	Gly	GGT	817.00	29.29	0.34
	Gly	GTC	441.00	15.81	0.18
10	Glu	GAG	912.00	32.69	0.54
	Glu	GAA	767.00	27.50	0.46
	Asp	GAT	776.00	27.82	0.55
	Asp	GAC	625.00	22.41	0.45
15	Val	GTG	661.00	23.70	0.36
	Val	GTA	174.00	6.24	0.09
	Val	GTT	653.00	23.41	0.36
	Val	GTC	346.00	12.40	0.19
20	Ala	GCG	180.00	6.45	0.09
	Ala	GCA	528.00	18.93	0.26
	Ala	GCT	791.00	28.36	0.39
	Ala	GCC	553.00	19.82	0.27
25	Arg	AGG	324.00	11.61	0.29
	Arg	AGA	325.00	11.65	0.29
	Ser	AGT	317.00	11.36	0.14
	Ser	AGC	353.00	12.65	0.15
30	Lys	AAG	1054.00	37.78	0.60
	Lys	AAA	697.00	24.99	0.40
	Asn	AAT	555.00	19.90	0.42
	Asn	AAC	782.00	28.03	0.58
35	Met	ATG	567.00	20.33	1.00
	Ile	ATA	274.00	9.82	0.20
	Ile	ATT	539.00	19.32	0.40
	Ile	ATC	548.00	19.65	0.40
40	Thr	ACG	166.00	5.95	0.11
	Thr	ACA	362.00	12.98	0.24
	Thr	ACT	480.00	17.21	0.32
	Thr	ACC	490.00	17.57	0.33
45	Trp	TGG	342.00	12.26	1.00
	End	TGA	34.00	1.22	0.44
	Cys	TGT	145.00	5.20	0.39
	Cys	TGC	229.00	8.21	0.61
End	TAG		22.00	0.79	0.28
	TAA		22.00	0.79	0.28

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	Tyr	TAT	400.00	14.34	0.40
	Tyr	TAC	597.00	21.40	0.60
5	Leu	TTG	543.00	19.47	0.24
	Leu	TTA	184.00	6.60	0.08
	Phe	TTT	458.00	16.42	0.43
	Phe	TTC	601.00	21.55	0.57
10	Ser	TCG	149.00	5.34	0.06
	Ser	TCA	416.00	14.91	0.18
	Ser	TCT	606.00	21.72	0.26
	Ser	TCC	501.00	17.96	0.21
15	Arg	CGG	71.00	2.55	0.06
	Arg	CGA	76.00	2.72	0.07
	Arg	CGT	169.00	6.06	0.15
	Arg	CGC	158.00	5.66	0.14
20	Gln	CAG	437.00	15.67	0.48
	Gln	CAA	470.00	16.85	0.52
	His	CAT	298.00	10.68	0.46
	His	CAC	355.00	12.73	0.54
25	Leu	CTG	351.00	12.58	0.15
	Leu	CTA	184.00	6.60	0.08
	Leu	CTT	569.00	20.40	0.25
	Leu	CTC	452.00	16.20	0.20
30	Pro	CCG	147.00	5.27	0.08
	Pro	CCA	694.00	24.88	0.37
	Pro	CCT	664.00	23.80	0.36
	Pro	CCC	352.00	12.62	0.19

35 **Zea mays**

	AmAcid	Codon	Number	/1000	Fraction	..
40	Gly	GGG	2466.00	15.07	0.19	
	Gly	GGA	2186.00	13.36	0.17	
	Gly	GGT	2607.00	15.93	0.20	
	Gly	GGC	5499.00	33.61	0.43	
45	Glu	GAG	7364.00	45.01	0.72	
	Glu	GAA	2823.00	17.25	0.28	
	Asp	GAT	3425.00	20.93	0.37	
	Asp	GAC	5740.00	35.08	0.63	
	Val	GTG	4365.00	26.68	0.38	

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	Val	GTA	916.00	5.60	0.08
	Val	GTT	2516.00	15.38	0.22
	Val	GTC	3644.00	22.27	0.32
5	Ala	GCG	3698.00	22.60	0.24
	Ala	GCA	2517.00	15.38	0.16
	Ala	GCT	3602.00	22.01	0.24
	Ala	GCC	5481.00	33.50	0.36
10	Arg	AGG	2500.00	15.28	0.27
	Arg	AGA	1199.00	7.33	0.13
	Ser	AGT	1170.00	7.15	0.10
	Ser	AGC	2776.00	16.97	0.24
15	Lys	AAG	7241.00	44.25	0.79
	Lys	AAA	1969.00	12.03	0.21
	Asn	AAT	1946.00	11.89	0.33
	Asn	AAC	3939.00	24.07	0.67
20	Met	ATG	4071.00	24.88	1.00
	Ile	ATA	1014.00	6.20	0.13
	Ile	ATT	2099.00	12.83	0.28
	Ile	ATC	4403.00	26.91	0.59
25	Thr	ACG	1890.00	11.55	0.22
	Thr	ACA	1620.00	9.90	0.19
	Thr	ACT	1757.00	10.74	0.21
	Thr	ACC	3236.00	19.78	0.38
30	Trp	TGG	1994.00	12.19	1.00
	End	TGA	199.00	1.22	0.45
	Cys	TGT	770.00	4.71	0.28
	Cys	TGC	1963.00	12.00	0.72
35	End	TAG	121.00	0.74	0.28
	End	TAA	120.00	0.73	0.27
	Tyr	TAT	1303.00	7.96	0.27
	Tyr	TAC	3440.00	21.02	0.73
40	Leu	TTG	1807.00	11.04	0.13
	Leu	TTA	582.00	3.56	0.04
	Phe	TTT	1697.00	10.37	0.29
	Phe	TTC	4082.00	24.95	0.71
45	Ser	TCG	1620.00	9.90	0.14
	Ser	TCA	1592.00	9.73	0.14
	Ser	TCT	1792.00	10.95	0.15
	Ser	TCC	2746.00	16.78	0.23

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	Arg	CGG	1505.00	9.20	0.16
	Arg	CGA	610.00	3.73	0.06
	Arg	CGT	1018.00	6.22	0.11
	Arg	CGC	2562.00	15.66	0.27
5					
	Gln	CAG	4280.00	26.16	0.72
	Gln	CAA	1626.00	9.94	0.28
	His	CAT	1378.00	8.42	0.36
	His	CAC	2431.00	14.86	0.64
10					
	Leu	CTG	4069.00	24.87	0.29
	Leu	CTA	904.00	5.52	0.07
	Leu	CTT	2415.00	14.76	0.17
	Leu	CTC	4079.00	24.93	0.29
15					
	Pro	CCG	2642.00	16.15	0.29
	Pro	CCA	2152.00	13.15	0.23
	Pro	CCT	2102.00	12.85	0.23
	Pro	CCC	2344.00	14.33	0.25
20					

Saccharomyces cerevisiae

	AmAcid	Codon	Number	/1000	Fraction	..
25	Gly	GGG	18129.00	6.18	0.12	
	Gly	GGA	32850.00	11.20	0.22	
	Gly	GGT	66575.00	22.69	0.45	
	Gly	GGC	28821.00	9.82	0.20	
30						
	Glu	GAG	57100.00	19.46	0.30	
	Glu	GAA	133513.00	45.51	0.70	
	Asp	GAT	111120.00	37.88	0.65	
	Asp	GAC	58642.00	19.99	0.35	
35						
	Val	GTG	32144.00	10.96	0.20	
	Val	GTA	35470.00	12.09	0.22	
	Val	GTT	63678.00	21.71	0.39	
	Val	GTC	33136.00	11.30	0.20	
40						
	Ala	GCG	18402.00	6.27	0.11	
	Ala	GCA	47728.00	16.27	0.30	
	Ala	GCT	58916.00	20.08	0.37	
	Ala	GCC	35917.00	12.24	0.22	
45						
	Arg	AGG	27990.00	9.54	0.21	
	Arg	AGA	61524.00	20.97	0.47	
	Ser	AGT	42499.00	14.49	0.16	
	Ser	AGC	29298.00	9.99	0.11	

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	Lys	AAG	89539.00	30.52	0.42
	Lys	AAA	124327.00	42.38	0.58
	Asn	AAT	106379.00	36.26	0.60
	Asn	AAC	71659.00	24.43	0.40
5	Met	ATG	61216.00	20.87	1.00
	Ile	ATA	53773.00	18.33	0.28
	Ile	ATT	88869.00	30.29	0.46
	Ile	ATC	49422.00	16.85	0.26
10	Thr	ACG	24131.00	8.23	0.14
	Thr	ACA	52363.00	17.85	0.31
	Thr	ACT	58260.00	19.86	0.34
	Thr	ACC	35998.00	12.27	0.21
15	Trp	TGG	30707.00	10.47	1.00
	End	TGA	1901.00	0.65	0.30
	Cys	TGT	23942.00	8.16	0.62
	Cys	TGC	14448.00	4.93	0.38
20	End	TAG	1421.00	0.48	0.23
	End	TAA	2985.00	1.02	0.47
	Tyr	TAT	55441.00	18.90	0.57
	Tyr	TAC	42016.00	14.32	0.43
25	Leu	TTG	79248.00	27.01	0.28
	Leu	TTA	77691.00	26.48	0.28
	Phe	TTT	78451.00	26.74	0.59
	Phe	TTC	53809.00	18.34	0.41
30	Ser	TCG	25856.00	8.81	0.10
	Ser	TCA	55962.00	19.08	0.21
	Ser	TCT	69019.00	23.53	0.26
	Ser	TCC	41460.00	14.13	0.16
35	Arg	CGG	5414.00	1.85	0.04
	Arg	CGA	9166.00	3.12	0.07
	Arg	CGT	18429.00	6.28	0.14
	Arg	CGC	7924.00	2.70	0.06
40	Gln	CAG	36018.00	12.28	0.31
	Gln	CAA	78385.00	26.72	0.69
	His	CAT	40211.00	13.71	0.64
	His	CAC	22609.00	7.71	0.36
45	Leu	CTG	31503.00	10.74	0.11
	Leu	CTA	39789.00	13.56	0.14
	Leu	CTT	36697.00	12.51	0.13
	Leu	CTC	16401.00	5.59	0.06

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Pro	CCG	15796.00	5.38	0.12
Pro	CCA	51725.00	17.63	0.41
Pro	CCT	39402.00	13.43	0.31
Pro	CCC	20387.00	6.95	0.16

5

For each amino acid, the new *pl-ole1* gene was designed the codon most preferred in *Arabidopsis*, with the following exceptions:

10 1. The codon for glutamine CAG was switched to CAA. Though the codon preference for glutamine is the same for both CAG and CAA in *Arabidopsis*, CAA was used since the AG motif is part of the 3' intron splice signal.

15 2. In *OLE1*, there are regions of high leucine/valine amino acid usage (e.g., between positions 322 to 571 of the nucleotide sequence are codons coding for 11 leucines and 7 valines). These regions correspond to the *OLE1* protein transmembrane domains. If the most 20 preferred codons in *Arabidopsis* (CTT and GTT, respectively) were used, the region would take on the characteristics of a plant intron, i.e., high T content, thereby introducing a number of highly probable 5' splice sites, which could not be removed without altering the 25 amino acid sequence. Accordingly, a mixture of alternative codons was used for these amino acids. Similar changes were also applied to two other regions of *OLE1* (positions 781 to 900 and positions 1081 to 1140).

30 Next, a search for problematic sequences, such as putative polyadenylation signals, hairpin cleavage consensus motifs, ATTTA motifs or concatamers thereof, was conducted. Such sequences are described in detail in U.S. Patent No. 5,380,831 to Adang et al. (incorporated by reference herein). This search identified one hairpin 35 cleavage consensus motif, CTTCGG, at position 553-559 of

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SEQ ID NO:1, which was removed by changing TTC to TTT (both encoding phenylalanine).

Next, a BamHI site and translation initiation consensus were added to the 5' end of the *OLE1* coding sequence (M. Kozak, J. Biol. Chem. 266(30): 19867-19870, 1991). An XbaI and a BamHI site were added to the 3' end of the coding sequence. A PacI site was introduced into the same position as the original *S. cerevisiae* *OLE1* PacI site (within the cytochrome b₅ domain), in order to provide a convenient restriction site for construction of this and other synthetic *OLE1* genes. Other convenient restriction sites, which enable modular construction of synthetic *OLE1* genes, are inherent within the final sequence of the new *pl-ole1* gene.

Finally, the termination codon was checked against a stop codon consensus database, "TransTerm" (Dalphin et al., Nucl. Acids Res. 25(1): 246-247, 1997). The existing termination sequence, TGAT, appeared suitable for use in *Arabidopsis*, and so was not altered.

20 II. Construction of pl-ole1:

The rebuilt *pl-ole1* nucleotide sequence was constructed commercially (Operon Technologies, Inc.). The plasmid containing the rebuilt gene was designated pAMCM013. The *pl-ole1* nucleotide sequence is set forth below as SEQ ID NO:3 (open reading frame starts at +11). This sequence encodes SEQ ID NO:2, but differs from the *S. cerevisiae* *OLE1* gene (SEQ ID NO:1) in the following respects (summarized from above):

1. *Arabidopsis thaliana* codon usage; CAG switched to CAA for glutamine;
2. Translation initiation consensus added;
3. Hairpin removed;
4. Several (but not all) PlantNetGene

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predicted splice sites removed;

5. Eleven leucines changed from CTT to CTC, and 7 valines changed from GTT to GTG in positions 322-571, which corresponds to a plant intron-like region;

5 similar changes made in regions 781-900 and 1081-1140; valine at position 432 retained as GTT to maintain Psp1406I site;

6. Certain leucine and valine codons were altered so that the same codons would not appear adjacent 10 to others;

7. Intron acceptor site at position 1047 altered;

8. Restriction sites added to allow modular construction; PsP1406I site removed at position 1441; and

15 9. PacI site introduced at position 1362; an introduced NgoMI site at position 867 removed.

A gap alignment of SEQ ID NO: 1 (top) and SEQ ID NO: 3 (bottom) is shown below:

Gap alignment of wild type and rebuilt OLE1 sequences. Percent Similarity: 79.871 Percent Identity: 79.871

1	TACAACAAAGATGCCAACTTCTGGAACACTACTATTGAATTGATTGACGACC	50
1	ggatccaaacaATGCCTACTTCTGGAACACTACTATCGAGCTATCGATGATC	50
51	AATTCCAAAGGATGACTCTGCCAGCAGTGGCATTGTCGACGAAGTCGAC	100
51	AATTCCCTAAAGGATGATTCTGCTTCTTCTGGAATCGTTGATGAGGTTGAT	100
101	TTAACGGAAGCTAATATTTGGCTACTGGTTGAATAAGAAAGCACCAAG	150
101	CTTACTGAGGCTAACATCCTGCTACTGGACTAACAGAAGGCTCCTAG	150
151	AATTGTCAACGGTTTGGTTCTTAATGGCTCAAGGAAATGGTTCCG	200
151	AATCGTTAACGGATTGGATCTCTATGGATCTAAGGAGATGGTTCTG	200
201	TGGAATTGACAAAGAAGGGAAACGAAAAGAAGTCCAATTGGATCGTCTG	250
201	TTGAGTTGATAAGAAGGGAAACGAGAAGAAGTCTAACCTTGATAGACTT	250

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251 CTAGAAAAGGACAACCAAGAAAAAGAAGAAGCTAAAACCAATTACAT 300
|| || || || || || || || || || || || || || || || || || ||
251 CTTGAGAAGGATAACCAAGAGAAGGAGGAGGCTAACAGACTAACATCCATAT 300
301 CTCCGAACAACCATGGACTTGAATAACTGGCACCAACATTTGAACCTGGT 350
|| || || || || || || || || || || || || || || || || || || ||
301 CTCTGAGCAACCTGGACTCTcAACAACTGGCATCAACATCTcAACTGGC 350
351 TGAACATGGTTCTTGTGTTGGTATGCCATGATTGGTTGGTACCTCGCT 400
| || || || || || || || || || || || || || || || || || || || ||
351 TcAACATGGTgCTcGTcTGTTGAATGCCTATGATCGGATGGTACCTCGCT 400
401 CTCTCTGGTAAAGTACCTTGCATTAAACGTTTCTTTCTCCGTTTT 450
|| || || || || || || || || || || || || || || || || || || || ||
401 CTcTCTGGAAAaGTgCCTCTcCATCTcAACGTTTCCtCTTCTCTGTcTT 450
451 CTACTACGCTGTCGGTGGTCTTCTATTACTGCCGGTACCATAGATTAT 500
|| || || || || || || || || || || || || || || || || || || || ||
451 CTACTACGCTGTTGGAGGAGTgCTATCACTGCTGGATACCATAGACTcT 500
501 GGTCTCACAGATCTTACTCCGCTCACTGGCCATTGAGATTATTCTACGCT 550
|| || || || || || || || || || || || || || || || || || || || ||
501 GGTCTCATAGATCTTACTCTGCTCATTGGCCTTCTAGACTcTTCTACGCT 550
551 ATCTTCGGTTGTGCTTCCGTTGAAGGGTCCGCTAAATGGTGGGCCACTC 600
|| || || || || || || || || || || || || || || || || || || || ||
551 ATCTTtGGATGTGCTTCTGTTGAGGGATCTGCTAAAGTGGTGGGACATTc 600
601 TCACAGAATTCAACCACATCGTTACACTGATACTTGAGAGATCCTTATGACG 650
|| || || || || || || || || || || || || || || || || || || || ||
601 TCATAGAAATCCATCATAGATACTGATACTCTTAGAGATCCTTACGATG 650
651 CTCGTAGAGGTCTATGGTACTCCCACATGGGATGGATGCTTTGAAGCCA 700
|| || || || || || || || || || || || || || || || || || || || ||
651 CTAGAAGAGGACTTGGTACTCTCATATGGGATGGATGCTTCTTAAGCCT 700
701 AATCCAAAATACAAGGCTAGAGCTGATATTACCGATATGACTGATGATTG 750
|| || || || || || || || || || || || || || || || || || || || ||
701 AACCCCTAAGTACAAGGCTAGAGCTGATATCACTGATATGACTGATGATTG 750
751 GACCATTAGATTCCAACACAGACACTACATCTGTTGATGTTATTAACCG 800
|| || || || || || || || || || || || || || || || || || || || ||
751 GACTATCAGATTCCAACATAGACATTACATCTgCTcATGCTcCTTACTG 800
801 CTTTCGTCAATTCCAACTCTTATCTGTTGTTACTTTCAACGACTATATG 850
|| || || || || || || || || || || || || || || || || || || || ||
801 CTTTCGTgATCCCTACTCTcATCTGTTGAGACTTCTTCAACGATTACATG 850

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851 GGTGGTTGATCTATGCCGGTTTATTGTCGCTTGTCAATTCAACAAGC 900
||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| |||
851 GGAGGACTcATCTACGCTGGATTCATCAGAGTgTCGTCATCCAACAAGC 900
901 TACCTTTGCATTAACCTCCATGGCTCATTACATCGGTACCCAAACCATTG 950
||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| |||
901 TACTTTCTGTATCAACTCTATGGCTCATTACATCGGAACCTCAACCTTCG 950
951 ATGACAGAAGAACCCCTCGTGACAACGGATTACTGCCATTGTTACTTTC 1000
||| ||| ||| ||| ||| ||| ||| ||| ||| ||| |||
951 ATGATAGAAGAACTCCTAGAGATAACTGGATCACTGCTATCGTTACTTTC 1000
1001 GGTGAAGGTTACCATAACTTCCACCAACGAATTCCAACTGATTACAGAAA 1050
||| ||| ||| ||| ||| ||| ||| ||| ||| ||| |||
1001 GGAGAGGGATAACCATAACTTCCATCATGAGTTCCCTACTGATTATAGaAA 1050
1051 CGCTATTAAGTGGTACCAATACGACCCAACTAAGGTTATCATCTATTG 1100
||| ||| ||| ||| ||| ||| ||| ||| ||| |||
1051 CGCTATCAAGTGGTACCAATACGATCCTACTAAaGTgATCATCTACTgA 1100
1101 CTTCTTTAGTTGGCTAGCATACTGAAAGAAATTCTCTCAAAATGCT 1150
||| ||| ||| ||| ||| ||| ||| ||| |||
1101 CTTCTCTcGTgGGACTTGCTTACGATCTcAAGAAGTTCTCTCAAAACGCT 1150
1151 ATTGAAGAACGCTTGATTCAACAAGAACAAAGAAGATCAATAAAAAGAA 1200
||| ||| ||| ||| ||| ||| ||| ||| |||
1151 ATCGAGGAGGCTCTTATCCAACAAGAGCAAAAGAAGATCAACAAGAAGAA 1200
1201 GGCTAAGATTAACTGGGTCCAGTTGACTGATTGCCAATGTGGGACA 1250
||| ||| ||| ||| ||| ||| ||| |||
1201 GGCTAAGATTAATGGGGACCTGTTACTGATCTTCTATGTGGGATA 1250
1251 AACAAACCTTCTGGCTAAGTCTAAGGAAAACAAGGGTTGGTTATCATT 1300
||| ||| ||| ||| ||| ||| ||| |||
1251 AGCAAACCTTCCTTGTCAAGTCTAAGGAGAACAGGGACTTGTATCATC 1300
1301 TCTGGTATTGTTCACGACGTATCTGGTTATATCTCTGAACATCCAGGTGG 1350
||| ||| ||| ||| ||| ||| ||| ||| |||
1301 TCTGGAATCGTTCATGATGTTCTGGATAACATCTCTGAGCATCCTGGAGG 1350
1351 TGAAACTTAATTAAAATGCATTAGGTAAAGGACGCTACCAAGGCTTCA 1400
||| ||| ||| ||| ||| ||| ||| |||
1351 AGAGACTttaATTAAAGACTGCTCTGGAAAGGATGCTACTAAGGCTTCT 1400
1401 GTGGTGGTGTCTACCGTCACTCAAATGCCGCTAAAATGTCTGGCTGAT 1450
||| ||| ||| ||| ||| ||| ||| |||
1401 CTGGAGGAGTTACAGACATTCTAACGCTGCTACCAACGTGCTTGCTGAT 1450
1451 ATGAGAGTGGCTGTTATCAAGGAAAGTAAGAACTCTGCTATTAGAATGGC 1500

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1451 ATGAGAGTTGCTTATCAAGGAGTCTAAGAACTCTGCTATCAGAATGGC 1500
1501 TAGTAAGAGAGGTGAAATCTACGAAACTGGTAAGTTCTTTAAGCATCAC 1550
1501 TTCTAAGAGAGGAGAGATCTACGAGACTGGAAAGTTCTCTGAtctagag 1550
1551 ATTAC 1555
1551 gatcc 1555

The *pl-ole1* synthetic gene contains no intron-

like regions, or predicted splice sites within its

sequence. Moreover, comparing the codon usage of

Arabidopsis with that of *Brassica napus*, *Phaseolus*

5 *vulgaris* or *Zea mays*, with the exception of cystein (a
rare amino acid that comprises 1.7% of all *Arabidopsis*
codons, and occurs 4 times (0.8%) in *OLE1*), the sequence
contains no rare codons for any of those species. The
codon usage of *pl-ole1* is particularly similar to the
10 preferred usage of *Brassica napus*. Accordingly, *pl-ole1*
is expected to be particularly well expressed in all
those species, and well expressed in any plant species.

An alternative version of *pl-ole1*, referred to
herein as *pl-ole1-2*, was also constructed. This

15 synthetic gene was modified only in specific codons
identified as high frequency splicing signals. It was
discovered that this construct is expressed equally as
well as *pl-ole1* in *Arabidopsis*.

20

EXAMPLE 2

Vacuum Infiltration Transformation of *Arabidopsis thaliana* with *pl-ole1*

A modification of a transformation protocol of
25 Pam Green (<http://www.bch.msu.edu/pamgreen/vac.html>) was
used for the transformation of *A. thaliana* with *pl-ole1*.

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The protocol was adapted from protocols by Nicole Bechtold and Andrew Bent. This protocol gives very good results, with 95% of all infiltrated plants giving rise to transformants, and a transformant in up to 1 in 25 seeds.

PROTOCOL:

1. Seeds of *Arabidopsis thaliana* ecotype Columbia were sown in lightweight plastic pots prepared in the following way: mound *Arabidopsis* soil mixture into 3 to 4 inch pots, saturate soil with *Arabidopsis* fertilizer, add more soil so that it is rounded about 0.5 above the edge.

2. Plants were grown under conditions of 16 hours light / 8 hours dark at 20°C, fertilizing with *Arabidopsis* fertilizer once a week from below, adding about 0.5 L to each flat. After 4-6 weeks, plants were considered ready for vacuum infiltration when primary inflorescence was 10-15 cm tall and the secondary inflorescences appeared at the rosette. The bolts were clipped back and 2 to 3 days was allowed for them to regrow before infiltration.

3. In the meantime, the construct was transformed into *Agrobacterium tumefaciens* strain (LBA4404). When plants were ready to transform, a 50 mL culture of LB medium containing 50 mg/L kanamycin and 50 mg/L of streptomycin was inoculated with a 1 mL overnight starter culture.

4. Cultures were grown overnight at 28° C with shaking. The culture was pelleted, the supernatant removed, and the pellet resuspended in 250 ml of infiltration medium to OD600 >0.8. Infiltration medium (1 liter) comprised 2.2 g MS salts, 1 X B5 vitamins, 50 g

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sucrose, 0.5 g MES, pH to 5.7 with KOH, 0.044 =B5M
benzylaminopurine, 200 =B5L Silwet L-77 (OSI
Specialties).

5. The resuspended culture was placed in a
magenta jar inside a large bell jar. Pots containing
plants to be infiltrated were inverted into the solution
so that the entire plant was covered, including rosette,
but none of the soil was submerged.

10. A vacuum of 400 mm Hg (about 17 inches) was
drawn. Once the vacuum level was reached, the suction was
closed and the plants allowed to remain under vacuum for
five minutes. The vacuum was then quickly released. The
pots were briefly drained, then placed on
15. their sides in a tray, which was covered with a humidome
to maintain humidity. The next day, the plants were
removed to the growth room, the pots uncovered and set
upright. Plants infiltrated with different constructs
were kept separated in different trays thereafter.

20. Plants were allowed to grow under the same
conditions as before. Plants were staked individually as
the bolts grew. When plants were finished flowering,
water was gradually reduced, then eliminated to allow the
plants to dry out. Seeds were harvested from each plant
individually.

25. Large selection plates were prepared: 4.3
g/L MS salts; 1 X B5 vitamins (optional); 1 % sucrose;
0.5 g/L MES pH to 5.7 with KOH; 0.8% phytagar -
Autoclaved, then added antibiotics (35 μ g/mL kanamycin
and 250 μ g/mL of carbenicillin) and 150 X 15 mm plates
30. were poured.

9. Plates were dried well in the sterile hood
before plating - 20-30 minutes with the lids open was
usually sufficient.

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10. For each plant, up to 100 μ L of seeds (approximately 2500 seeds) was sterilized and plated out individually. Seeds were sterilized as follows: 1 min in 70% ethanol, 7 minutes in 50% bleach / 0.02 % Triton 5 X-100 with vortexing, 6 rinses in sterile distilled water. Seeds were resuspended in 2 mL sterile 0.1% agarose and poured onto large selection plates as if plating phage. Plates were tilted so seeds were evenly distributed, and allowed to sit 10-15 minutes, during 10 which time the liquid soaked into the medium. Plates were sealed with Parafilm and placed in a growth room.

11. After 7 to 10 days, transformants were visible as dark green plants. These were transferred onto "hard selection" plates (100 x 15 mm plates with same recipe as selection plates but with 1.5 % phytagar) 15 to eliminate any pseudo-resistants, then replaced in the growth room.

12. After 10 to 14 days, the plants possessed at least two sets of true leaves. At this point, plants 20 were transferred to soil, covered with plastic, and moved to a growth chamber with normal conditions. They were typically kept covered for several days.

References:

25 Bechtold N, Ellis J, Pelletier G (1998) Methods Mol Biol. 82: 259-266.

Bent A, Kunkel BN, Dahlbeck D, Brown KL, Schmidt R, Giraudat J, Leung J, Staskawicz BJ (1994) Science 265: 1856-1860.

30 Koncz C, Schell J (1986) Mol. Gen. Genet. 204: 383-396.

Solutions:

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1000X B5 vitamins (10 mL):

1000 mg myo-inositol

100 mg thiamine-HCl

10 mg nicotinic acid

5 10 mg pyridoxine-HCl

Dissolve in ddH₂O and store at -20 °C.

Arabidopsis fertilizer (10 liters):

10 50 mL 1M KNO₃

10 25 mL 1M KPO₄ (pH 5.5)

10 20 mL 1M MgSO₄

10 20 mL 1M Ca(NO₃)₂

10 5 mL 0.1M Fe.EDTA

10 10 mL micronutrients (see below)

15 Dissolve in ddH₂O and store at room temperature

Arabidopsis micronutrients (500 mL):

20 70 mL 0.5M boric acid

20 14 mL 0.5M MnCl₂

20 2.5 mL 1M CuSO₄

20 1 mL 0.5M ZnSO₄

20 1 mL 0.1M NaMoO₄

20 1 mL 5M NaCl

20 0.05 mL 0.1M CuCl₂

25 Dissolve in ddH₂O and store at room temperature

EXAMPLE 3

Customizing OLE1 to Express Post-Translational Modifications

30

After determining the optimized codon preferences of *OLE1* mRNA (or mRNA derived from another fungal or animal desaturase) for high level expression in the host plant, specific amino acids that are involved in

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the post-translational control of enzyme activity or stability are altered to maximize the catalytic activity of the expressed enzyme. There are a number of protein kinase and/or phosphorylase consensus sequences that are

5 highly conserved in the fungal and animal desaturases.

These are shown below. First is shown a table of aligned potential phosphorylation sites in desaturases. Next is shown a pileup of Δ -9 fatty acid desaturases. PROSITE analysis of these desaturases predicts a number of potential phosphorylation sites, highlighted by bold underlined characters.

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Table 2 - Aligned Potential phosphorylation sites in desaturases. Phosphorylation sites are indicated with respect to amino acid positions in the Olelp protein coding sequence. Abbreviations, S = serine, T= Threonine, A=Alanine, PKC - protein kinase C like; CK-2 - casein kinase II like; CAMP - cAMP activated kinase (PKA) like; np., not predicted as a phosphorylation site.

Residue position	Olelp Residue	Olelp sequence	Phosphorylation type	Fungal/b5	Animal	Insect
166	S	SHR	PKC	mixed, S or A	all S, SHR	N.P., A
169	T	np	PKC	S or A	all TYK or SYK	
191	S	SAK	PKC	all S	all D	all A
206	T	np	CK-2	all T	all S	all S
208	T	TLRD	CK-2	all T	all T	all T
215	A	np	PKC	A or V	all S	all A
323	T	TPRD	CK-2	T or S	S or np	np
351	R	np	CK-2	all R	all S	all K
383	S	KKFS	CAMP	S or np	all S	S but np

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Pileup of Δ-9 fatty acid desaturases showing potential phosphorylation sites:

	1	50
Rat	-----	----- MPAHM LQE.ISSYY.
Mouse	-----	----- MPAHM LQE.ISSYY.
Sheep	-----	----- MPAHL LQEEISSYY.
Pig	-----	----- SSY.
Human	-----	----- MPAHL LQDDISSLYY.
Hamster	-----	----- MPGHL LQEEMTSSYT
Drosophila	-----	----- MPP NAQAGAQHSIS
Moth	-----	-----
C.elegans	-----	----- MTVKTRSM IAKKIEKDGG
S.cerevisiae	MPTSGTTIEL	IDDQFPKDD ASSGIVDEVD LTEANILATG LNKKAPRIVN
P. angusta	-----	-----
H. capsulatum	-----	-----
M. rouxii	-----	-----
C. curvatus	-----	-----
C. merolae	-----	----- MTAKVESKVR EEEKGSNPST
	51	100
Rat	TTTTTITEPP	SGNLQNGREK MKKVPLYLEE DI.....RPE MREDIHDPsy
Mouse	TTTTTITAPP	SG...NEREK VKTVPLHLEE DI.....RPE MKEDIHDPTY
Sheep	TTTTTITAPP	SRVLQNGGGK LEKTPLYLEE DI.....RPE MRDDIYDPNY
Pig	TTTTTITAPS	SRVLQNGGGK SEKTPQYVEE DI.....RPE MKDDIYDPTY
Human	TTTTTITAPP	PGVLQNGGDK LETMPLYLED DI.....RPD IKDDIYDPTY
Hamster	TTTTTITEPP	SESLQ..... KTVPLYLEE DI.....RPE MKEDIYDPSY
Drosophila	DSLIAASAA	ADAGQSPTKL QEDSTGVLF CD.....VET TDGLLVKDIT
Moth	-----	-----MPPQG QTGGSWVLYE TD.....AVN TD..APVI
C.elegans	PETQYLAVDP	NEIIQLQEES KKVPKCLPA RLPTAACAS QENGECQKIV
S.cerevisiae	GFGSLMGSKE	MVSVEFDKKG NEKKSNLDR LEKDNQEKEE AKTKIH.ISE
P. angusta	-----	-----MGTKS MTDVTAEEL...SKDSVAMM LAKDRELKNK YLKQKH.ISE
H. capsulatum	-----	-----MA LNEAPTASPV AETAAGGKDVTDAARRPNS EPKKVH.ITD
M. rouxii	-----	-----MSN IATLTSTART KTESMKPPLP KTKMPP.LFD
C. curvatus	~MSASTKQAS	TTVAQPSGKP VTNVIDPERD DFIVPDNYVT RTVENM.KML
C. merolae	AAADDGAVI	PTLKPRPKPA VEPLEREGVE FDPQRGLVFE KTRSSKWMSE
	101	150
Rat	QDEEGPPPKL	EYVWRNIILM ALLHVGALYG ITL.IPSSKV YTLLWGIFYY
Mouse	QDEEGPPPKL	EYVWRNIILM VLLHLGGLYG IIL.VPSCKL YTALFGIFYY
Sheep	QDKEGPKPKL	EYVWRNIILM GLLHLGALYG ITL.IPTCKI YTFLWVLFYY
Pig	QDKEGPQGKL	EYVWRNIILM SLLHLGALYG IIL.IPTCKI YTLLWAFAYY
Human	KDKEGPSPKV	EYVWRNIILM SLLHLGALYG ITL.IPTCKF YTWLWGVFYY
Hamster	QDEEGPPPKL	EYVWRNIILM ALLHLGALYG LVL.VPSSKV YTLLWAFVYY
Drosophila	VMKKAEKRL	KLVWRNIIAF GYLHLAALYG AYLMTSAKW QTCILAYFLY
Moth	VPPSAEKREW	KIVWRNVILM GMLHIGGVYG AYLFLTKAMW LTDLFIAFFLY
C.elegans	FLEIVIPYKM	EIVWRNVALF AALHFAAAIG LYQLIFEAKW QTVIFTFLY
S.cerevisiae	QPWTLLNNWHQ	HLNWLNMVLV CGMPMIGWYF ALSGKVPLHL NVFLFSVFYY
P. angusta	QPWTWENWHR	HINWLNFLIV LAVPFAG..L ISTKWPPLK HTFVTAVILY
H. capsulatum	TPITLANWHK	HISWLNVTLI IAIPIYG..L VQAYWVPLHL KTALWAVVYY
M. rouxii	QPVTTSKNWTK	FVNWPQAILL CVTPLIALYG IFT..TELTK KTLIWSWIYY
C. curvatus	PPVTWRNLHK	NIQWISFLAL TIPPAMAIYG LCT..VPVQT KTFIWSVYYY
C. merolae	KELNELPLLQ	RINWLS.TSI IFTPLIGT.L IGIWFVPLQR KTLVLAIVTY

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	151		200
Rat	LISALGITAG AHRLW <u>SHRTY</u>	KARLPLRIFL IIANTMAFQN DVYEWARDHR	
Mouse	MTSALGITAG AHRLW <u>SHRTY</u>	KARLPLRIFL IIANTMAFQN DVYEWARDHR	
Sheep	VISALGITAG VHRLW <u>SHRTY</u>	KARLPLRVFL IIANTMAFQN DVFEWSRDHR	
Pig	LLSAVGVTAG AHRLW <u>SHRTY</u>	KARLPLRVFL IIANTMAFQN DVYEWARDHR	
Human	FVSALGITAG AHRLW <u>SHRSY</u>	KARLPLRLFL IIANTMAFQN DVYEWARDHR	
Hamster	VISIEGIGAG VHRLW <u>SHRTY</u>	KARLPLRIFL IIANTMAFQN DVYEWARDHR	
Drosophila	VISGLGITAG AHRLWAHRSY	KAKWPLRVIL VIFNTIAFQD AAYHWARDHR	
Moth	LCSGLGITAG AHRLWAHKS <u>Y</u>	KARLPLRLLL TLFNTLAFQD AVIDWARDHR	
C. elegans	VFGGGFGITAG AHRLW <u>SHKSY</u>	KATTPMRIFL MILNNIALQN DVIEWARDHR	
S.cerevisiae	AVGGVSITAG YHRLW <u>SHRSY</u>	SAHPLRLFY AIFGCASVEG SAKWWGHSHR	
P. angusta	CFGGISITAG YHRHWAHRAY	DCKLPVKIFF ALFGASAVEG SIKMWGHQHR	
H. capsulatum	FMTGLGITAG YHRLWAHCSY	SATLPLKIYL AAVGGGAVEG SIRWWARGHR	
M. rouxii	FITGLGITAG YHRMW <u>SHRAY</u>	RGTDLLRWFM SFAGAGAVEG SIYWWSRGHR	
C. curvatus	FITGLGITAG YHRLWAHRSY	NASKPLQYFL ALCGAGSVQG SIRWWSRGHR	
C. merolae	FCCGLGITGG YHRLW <u>SHRSY</u>	EAHWLQVIL ACFGAAAFEG SARYWCRLHR	
	201		250
Rat	AHHKFSETHA DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVKEKGG KLDMSDLKAE	
Mouse	AHHKFSETHA DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVKEKGG KLDMSDLKAE	
Sheep	AHHKF <u>SETDA</u> DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVREKGA TLDLSDLRAE	
Pig	AHHKF <u>SETDA</u> DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVKEKGG LLNMSDLKAE	
Human	AHHKFSETHA DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVKEKGS TLDL <u>SDLEAE</u>	
Hamster	AHHKF <u>SETYA</u> DPHN <u>SRRGFF</u>	FSHVGWLLVR KHPAVKEKGG KLDMSDLKAE	
Drosophila	VHHKY <u>SETDA</u> DPHNATRGFF	FSHVGWLLCK KHEPVAKAKGK GVDLSDLRAD	
Moth	MHHKY <u>SETDA</u> DPHNATRGFF	FSHVGWLLVR KHPQIKAKGH TIDLSDLKSD	
C. elegans	CHHKW <u>TDTDA</u> DPHN <u>TRGFF</u>	FAHMGWLLVR KHPQVKEQGA KLDMSDLLSD	
S.cerevisiae	IHHRYT <u>DTDLR</u> DPYDARRGLW	YSHMGWMLLK PNP...KYKA RADITDMTDD	
P. angusta	VHRYT <u>DTPR</u> DPYDAKRGFW	YSHMGWMLLV PNP...RYKA RADISDLLDD	
H. capsulatum	AHHRYT <u>DTDK</u> DPYSVRKGLL	YSHIGWMVMK QNP...KRIG RTEITDLNED	
M. rouxii	AHHRW <u>DTDK</u> DPYSAHRGFF	FSHFGWMVLQ RPK...NRIG YADVADLKAD	
C. curvatus	AHHRYT <u>DTKL</u> DPYSAHEGFW	HAHMGWMLI. KPR...GKIG VADISDL SKN	
C. merolae	AHHRYV <u>DSDR</u> DPYAVEKGFW	YAHLWWMVFK LPR...QRQG RVDITDLNAN	
	251		300
Rat	KLVMFQRRYY KPGLLMCFI LPTLVPWYCW GETFLHSLFV STFLRYTLVL		
Mouse	KLVMFQRRYY KPGLLMCFI LPTLVPWYCW GETFVNSLFV STFLRYTLVL		
Sheep	KLVMFQRRYY KPGVLLLCFI LPTLVPWYLW GESFQNSLFF ATFLRYAVVL		
Pig	KLVMFQRRYY KPGILLMCFI LPTIVPWYCW GEAFPQSLFV ATFLRYAIVL		
Human	KLVMFQRRYY KPGILLMCFI LPTLVPWYFW GETFQNSVFV ATFLRYAVVL		
Hamster	KLVMFQRRYY KPAILLMCFI LPTFVPWYFW GEAfvNSLCV STFLRYTLVL		
Drosophila	PILMFQKKYY MILMPIACFI IPTVVPMYAW GESFMNAWFV ATMFRWCFL		
Moth	PILRFQKKYY LTLMPLICFI LPSYIPT.LW GESAFNAFFV CSIFRYVYVL		
C. elegans	PVLVFQRKHY FPLVILCCFI LPTIIPVYFW KETAFIAFY AGTFRYCF TL		
S.cerevisiae	WTIRFQHRHY ILLMLLTAFV IPTLICGYFF ND.YMGGGLIY AGFIRVFVIQ		
P. angusta	WVVRVQHRHY LLLMVMMAFL FPAVLTHYLF ND.FWGGFIY AGLLRAVVIQ		
H. capsulatum	PVWWQHRNY LKVVIFMGIV FPMLVSGLGW GD.WFGGFIY AGILRIFFVQ		
M. rouxii	HVVAFQHKYY PYFALGMGFI FPTLVAGLGW GD.FRGGYFY AGVRLRCF VH		
C. curvatus	PVVKWQHNNY VALLFFMGLA FPTLVAGLGW GD.WWGGLFF AGAARL VFVH		
C. merolae	PILRFQHRYY LQIAILFSFV IPLTISTLGW GD.FWGGLVY ACLGMLFVQ		

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350

Rat	NATWLVNSAA	HLYGYR PYDK	NIQ <u>S</u> RENILV	SLGSVGEGFH	NYHHAFPYDY
Mouse	NATWLVNSAA	HLYGYR PYDK	NIQ <u>S</u> RENILV	SLGAVGEGFH	NYHHTFPFDY
Sheep	NATWLVNSAA	HMYGYR PYDK	TINPRENILV	SLGAVGEGFH	NYHHTFPDY
Pig	NATWLVNSAA	HLYGYR PYDK	TISPRENILV	SLGAVGEGFH	NYHHTFPDY
Human	NATWLVNSAA	HLFGYR PYDK	NISPRENILV	SLGAVGEGFH	NYHHSFPDY
Hamster	NATWLVNSAA	HLYGYR PYDK	NIDPRENALV	SLGCLGEGFH	NYHHAFPYDY
Drosophila	NTWLVNSAA	HKFGGR PYDK	FINPSENISV	AILAFGEGWH	NYHHVFPWDY
Moth	NTWLVNSAA	HLWGSKP PYDK	NINPVETRPV	SLVVLGEGFH	NYHHTFPWDY
C. elegans	HATWCINSAA	HY <u>FG</u> WKPYDS	SIT <u>P</u> VENVFT	TIAAVGEGGH	NFHHTFPQDY
S.cerevisiae	QATFCINSLA	HY <u>IG</u> TQPFDD	RRT <u>PR</u> DNWIT	AIVTFGEGYH	NFHHEFPTDY
P. angusta	QATFCVNSLA	HWIGEQPFD	RRT <u>PR</u> DHVLT	ALVTFGEGYH	NFHHEFPSDY
H. capsulatum	QATFCVNSLA	HWLGDQPFDD	RNS <u>SP</u> RDHIVT	ALVTLGEGYH	NFHHEFPSDY
M. rouxii	HATFCVNSLA	HYLGESTFDD	HNT <u>PR</u> DSWVT	ALVT <u>M</u> GEGYH	NFHHQFPQDY
C. curvatus	HSTFCVNSLA	HWLGETPFDN	KHT <u>PK</u> DHFIT	ALVTVGEGYH	NFHHQFPMDY
C. merolae	QSTFCVNSLA	HWVGEGTFSR	RHT <u>SY</u> DSVIT	ALVT <u>L</u> GEGYH	NFHHEFPHDY

351

400

Rat	SASEY.RWHI	NFTFFFIDCM	AALGLAYDRK	KV <u>S</u> KAACLAR	IKRTGDG <u>SH</u> K
Mouse	SASEY.RWHI	NFTFFFIDCM	AALGLAYDRK	KV <u>S</u> KAATVLR	IKRTGDG <u>SH</u> K
Sheep	SASEY.RWHI	NFTFFFIDCM	AAIGLAYDRK	KV <u>S</u> KAACLGR	MKRTGEESYK
Pig	SASEY.RWHI	NLTFFFIDCM	AALGLAYDRK	KV <u>S</u> KAAIL--	-----
Human	SASEY.RWHI	NFNTFFIDWM	AALGLTYDRK	KV <u>S</u> KAAILAR	IKRTGDGNYK
Hamster	SASEY.RWHI	NFTFFFIDCM	AALGLAYDRK	KV <u>S</u> KAACLAR	IKRTGDG <u>S</u> C
Drosophila	KTAEFGKYS	NFTTAFIDFF	AKIGWAYDLK	TVSTDIIKKR	VKRTGDGTHA
Moth	KTAELGDYSL	NFTKMFIDFM	ASIGWAYDLK	TVSTDVIQKR	VKRTGDGSHA
C. elegans	RTSEYS.LKY	NWTRVLIDTA	AALGLVYDRK	TACDEIIGRQ	VSNHGCDIQR
S.cerevisiae	RNA.IKWYQY	DPTKVIIYLT	SLVGLAYDLK	KF <u>S</u> QNAIEEA	LIQQEQKKIN
P. angusta	RNA.LKWYQY	DPTKVVIYLL	SKVGLAYNLK	KF <u>S</u> QNAIDQG	ILQQQQKKLD
H. capsulatum	RNA.IEWHQY	DPTKWTIWIW	KQLGLAYDLK	QFRANEIEKG	RVQQQLQKKID
M. rouxii	RNA.IKFGQY	DPTKWKIIIVL	SWFGLAYELK	QFPTNEVTKG	RLFMEEKRIQ
C. curvatus	RNA.IKWYQY	DPTKWFIIWTM	AQLGLASHLK	KFPDNEIKKG	QYTMKLMQLQ
C. merolae	RNG.VVWYHW	DPTKWWIRLL	SWAGLAWHLV	RFPRNELVKA	RLQVRQEILD

401

450

Rat	SS*-----	-----	-----	-----	-----
Mouse	SS-----	-----	-----	-----	-----
Sheep	SG-----	-----	-----	-----	-----
Pig	-----	-----	-----	-----	-----
Human	SG-----	-----	-----	-----	-----
Hamster	SG-----	-----	-----	-----	-----
Drosophila	TWGWDVDQP	KEEIE.DAVI	THKKSE-----	-----	-----
Moth	VWGWDDEVH	QEDKKLAII	NPEKTE-----	-----	-----
C. elegans	GKSIM-----	-----	-----	-----	-----
S.cerevisiae	KKKAKINWGP	VLTDLPMWDK	QTFLAKS.KE	NKGVIISGI	VHDVSGYISE
P. angusta	RMRAKLNWGP	QLSELPVWDK	STFFEKA.KE	QKGVIISGI	VHDCANFLTE
H. capsulatum	QRRAKLDWGI	PLEQLPVVIEW	DDYVDQA.KN	GRGLIAIAGV	VHDVTDFIGD
M. rouxii	AQKAKLSYGT	PLKDLPYTW	EEYQSLVLND	NKKWVLIEGV	LYDVEEFMKE
C. curvatus	EQSEKLEWPK	HSNDLPVISW	EDFQA..ESK	TRALIAVHGF	IHDCSSFIED
C. merolae	EAKKRVWDWK	PIESLPVWTW	KDVQRLAKEE	NRLVVIEGI	VHDCTRFKVQ

	451	500
Rat	-----	-----
Mouse	-----	-----
Sheep	-----	-----
Pig	-----	-----
Human	-----	-----
Hamster	-----	-----
Drosophila	-----	-----
Moth	-----	-----
C. elegans	-----	-----
S.cerevisiae	HPGGETLIKT ALGKDATKAF	SGGVYRHSNA AQNVLADMRV AVIKESKNSA
P. angusta	HPGGQALLKT SFGKDATMAF	NGGVYAHNSNA AHNLLATMRV AVIRDGGANG
H. capsulatum	HPGGKAMINS GIGKDATAMF	NGGVYNHSNA AHNQLSTMRV GVIRGCGCEVE
M. rouxii	HPGGGMKYLST AVGKDMTTAF	NGGIYNHSNG TRNLLTSLRV GVLRNGMQV.
C. curvatus	HPGGAHLIKR AIGTDSTTAF	FGGVYDHNSNA AHNLLAMMRV GVLDGGMEVE
C. merolae	HPGGQRILEF WNVRDATQAF	NGDVYNHTKA ARNLLAHLRV AQLKEIYEPE

Protein kinase (specifically cAMP- and cGMP-dependent) phosphorylation sites. There have been a number of studies relative to the specificity of cAMP- and cGMP-dependent protein kinases (Fremisco J.R. et al., J.

5 Biol. Chem. 255:4240-4245, 1980; Glass D.B., Smith S.B., J. Biol. Chem. 258:14797-14803, 1983; Glass D.B. et al., J. Biol. Chem. 261:2987-2993, 1986). Both types of kinases appear to share a preference for the phosphorylation of serine or threonine residues found close to at least two consecutive N-terminal basic residues. It is important to note that there are quite a number of exceptions to this rule. However, the consensus pattern is as follows:

10 [RK] (2)-x-[ST], where S or T is the phosphorylation site.

Protein kinase C phosphorylation site. *In vivo*, 15 protein kinase C exhibits a preference for the phosphorylation of serine or threonine residues found close to a C-terminal basic residue (Woodget J.R. et al., Eur. J. Biochem. 161:177-184, 1986; Kishimoto A. et al., J. Biol. Chem. 260:12492-12499, 1985). The presence of additional 20 basic residues at the N- or C-terminus of the target amino acid enhances the Vmax and Km of the

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phosphorylation reaction. The consensus pattern is:

[ST] -x- [RK] where S or T is the phosphorylation site.

Casein kinase II phosphorylation site. Casein kinase II (CK-2) is a protein serine/threonine kinase whose activity is independent of cyclic nucleotides and calcium. CK-2 phosphorylates many different proteins. The substrate specificity (Pinna L.A., Biochim. Biophys. Acta 1054:267-284, 1990) of this enzyme can be summarized as follows: (1) Under comparable conditions Ser is favored over Thr; (2) an acidic residue (either Asp or Glu) must be present three residues from the C-terminal end of the phosphate acceptor site; (3) additional acidic residues in positions +1, +2, +4, and +5 increase the phosphorylation rate (most physiological substrates have at least one acidic residue in these positions); (4) Asp is preferred to Glu as the provider of acidic determinants; and (5) a basic residue at the N-terminus of the acceptor site decreases the phosphorylation rate, while an acidic one will increase it. The consensus pattern is: [ST] -x(2)- [DE] where S or T is the phosphorylation site (note: this pattern is found in most of the known physiological substrates).

If phosphorylation of a specific site by any kinase is found to increase the catalytic activity or stability of the encoded desaturase protein, the phosphorylated serine or threonine residue is changed to encode a negatively charged amino acid (aspartic acid or glutamic acid) in order to permanently optimize the activity or the protein. If phosphorylation of a specific residue is found to decrease the activity or stability of the encoded desaturase, the affected serine or threonine encoding codon is altered to substitute a neutral or a positively charged amino acid that will permanently optimize the activity or stability of the protein.

EXAMPLE 4

Further Modifications and Improvements of the
Saccharomyces cerevisiae OLE1 Gene for Plant Expression
5 Using Elements Derived from Native Plant Desaturase Genes

The activity of the native or modified forms of the *Saccharomyces cerevisiae* OLE1 Δ -9 desaturase gene in plant tissues may be further improved by the substitution 10 or inclusion of elements derived from native plant desaturase genes. Favorable plant gene elements may include sequences that improve the expression of the modified gene at one or more levels, including the following: 1) transcription, 2) pre-mRNA processing, 3) 15 mRNA transport from the nucleus to the cytoplasm, 4) mRNA stability 5) translation, 6) targeting or retention of the protein at the appropriate membrane surface or organelle surface, 7) protein folding and maturation, and 8) 20 stability of the functional desaturase protein.

The inventors have shown that the OLE1 gene can tolerate significant modifications without losing its biological activity. These modifications include deletion of the "coiled coil" region, the addition of 239 amino acids to the N-terminus of OLE1p and truncation of 55 and 25 60 amino acids from the N-terminal end of the protein. The inventors have also shown that modifications of the 5' and 3' untranslated regions of the OLE1 mRNA can significantly affect its stability. For example, removing a short open reading frame near the 5' "cap" region of the OLE1 mRNA 30 increases its half-life in *Saccharomyces* from 12 minutes to approximately 25 minutes. The existence of elements in the mRNA that affect its stability indicate that other elements might also exist that affect the stability of an mRNA generated by a synthetic gene in another host organism.

35 Plant desaturase gene elements that enhance the

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function of the modified Δ -9 desaturase gene are identified by a 2-step method. STEP 1 involves isolating a series of DNA sequences from a cDNA that encodes a plant ER lipid biosynthetic enzyme. Those elements are linked, or 5 inserted into regions of a native or "optimized" gene under control of a yeast promoter in a vector suitable for expression in *Saccharomyces cerevisiae*. The resulting vectors are then tested for their ability to produce functional desaturase enzymes in strains of *Saccharomyces* 10 that contain an inactive form of the Δ -9 fatty acid desaturase gene.

In STEP 2, plant desaturase sequences from the above vectors that are found to produce a functional Δ -9 desaturase gene are used to isolate homologous sequences 15 from plant genomic DNA. The isolated genomic sequences are used to construct a synthetic gene that produces an mRNA that encodes the same functional desaturase protein produced by the vector in step 1. In this instance, the genomic sequences encompass the same protein coding 20 elements as those encoded by the homologous cDNA sequence and also include genomic elements that encode the 5' and/ or 3' untranslated regions of the plant desaturase mRNA. These combined genomic elements should differ from the cDNA derived sequences used in STEP 1 by containing authentic 25 plant introns, (which may facilitate efficient and correct splicing of the chimeric mRNA in the plant nucleus) and signals that affect the mRNA stability, mRNA transport, and efficient translation of the mRNA in plant tissues. The chimeric plant / synthetic gene containing the genomic 30 sequences is inserted into vectors under the control of plant seed-specific promoters and tested for expression and desaturase function in plants, including *Brassica*, *Arabidopsis*, maize and soybeans.

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The following specific examples further illustrate these methods employing the *Arabidopsis FAD2* gene, which encodes an ER Δ 12-desaturase, as a source of plant desaturase DNA sequences. In the preferred embodiment, the source of the plant desaturase DNA would be the *FAD2* homolog, or a related ER lipid biosynthetic gene, that is derived from the same plant species that is intended to be modified by the resulting vector for commercial use.

10

A. Substitution of the N-terminal *OLE1* protein coding sequences and with N-terminal sequences from the derived from the *Arabidopsis FAD2* gene.

15 1) A cDNA containing the *FAD2*, Δ -12 desaturase, mRNA coding sequence is isolated by reverse transcriptase - polymerase chain reaction (RT-PCR) of isolated mRNAs derived from *Arabidopsis* tissue or by direct DNA synthesis using the protein and DNA sequences set forth in SEQ ID NO:4 and SEQ ID NO:5 (open reading frame starts at +93).

20 2) The inventors have shown that substitution of transmembrane sequences of the *OLE1* gene with transmembrane sequences from the *Saccharomyces FAH2* gene abolishes Δ -9 desaturase activity. *FAH2* encodes a sphingolipid fatty acid hydroxylase, which is an ER membrane protein.

25 TMPredict analysis of the *Arabidopsis FAD2* sequence indicates that the first transmembrane region of its encoded protein begins at residue +52 and a similar analysis of the *OLE1* sequence indicates that its first transmembrane sequence begins at residue +113. Because the 30 inclusion of potential membrane spanning elements from the plant desaturase could produce significant changes in the desaturase core enzyme structure that affect activity, only sequences encoding residues +1 to +52 of *FAD2* are tested

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for functional linkages or substitutions in the 113 residue N-terminal region of *OLE1*.

A series of PCR oligonucleotide primers are synthesized that include a 5' primer that complements sequences including +1 start codon of the *FAD2* gene and 3' primers that complement sequences ending, for example, at residues +20, +35 and + 52 of the *FAD2* gene. These are used to amplify a series of fragments of different lengths from the *FAD2* cDNA that extend from the +1 codon through codon +52. A second PCR amplification is performed using a 5' primer that is complementary to sequences that include the 5' end of the *FAD2* mRNA and the 3' primer that includes codon +52. That amplification is done using *Arabidopsis* genomic DNA as a template. The amplified fragment from that reaction is cloned into a bacterial vector and subjected to DNA sequencing to detect the presence of introns within the genomic sequence. The cloned genomic fragment is also used to construct vectors for plant expression as indicated in STEP 2 of the method.

The amplified cDNA fragments is inserted into yeast expression vectors that contain the native *OLE1* mRNA coding sequence under the control of the *Saccharomyces* galactose inducible, *GAL1* promoter. Insertion of the plant DNA fragments can be done in several ways: 1) A fragment is inserted upstream of the *OLE1* protein coding sequences so that its protein coding element is fused in frame to the +1 codon of the *OLE1* encoded protein, 2) the codons on the plant fragment could replace the equivalent *OLE1* residues starting from the +1 ATG codon (e.g. a plant DNA fragment containing codons +1 -> +52 replaces *OLE1* codons +1 -> +52) and 3) the full length fragment containing codons +1 -> + 52 of the plant gene is fused in frame to codon +114 of the *OLE1* gene, replacing the *OLE1* residues +1 -> +113 with

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plant desaturase residues +1 -> +52.

The resulting plasmids are transformed into a haploid *ole1Δ::LEU2* strain of *Saccharomyces*. That strain contains a null, disrupted form of the *OLE1* gene and

5 therefore has a growth requirement for unsaturated fatty acids. The transformed *Saccharomyces* strains are grown on fatty acid depleted galactose medium to test for the ability of the induced chimeric gene to support growth of the strain without fatty acids. Transformed strains that
10 grow on the fatty acid deficient medium are further analyzed to assess the effects of the plant sequences on desaturase function. This is done by Western blot analysis, to measure levels of the resulting desaturase protein and by fatty acid analysis of total cellular
15 lipids, to assess the relative activity of the desaturase enzyme by comparison of the ratio of saturated to unsaturated fatty acids.

3) Using information derived from the above tests, a chimeric desaturase gene is constructed using the
20 amplified genomic DNA from the *FAD2* gene. Construction, testing, and analysis these vectors is guided by the principle that the most desirable vector is one that maximizes the use of the plant gene sequences and minimizes the use of the *Saccharomyces* Δ-9 desaturase gene sequences
25 while retaining optimal desaturase function. Plant DNA fragments derived from the genomic DNA amplification that extend from the 5' end of the mRNA sequence to the longest sequence that produces optimal desaturase function in yeast are inserted into a vector containing the native Δ-9
30 desaturase gene (or one of its modified forms produced by the methods described above). The fragment is inserted into the vector so that the 3' end of its protein coding sequence produces an mRNA that generates a protein sequence

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identical to its counterpart derived from the *FAD2* cDNA sequences. The resulting chimeric desaturase gene, which now encodes an mRNA that includes the *FAD2* 5' untranslated region in addition to the modified protein coding sequences, is placed into a plant expression vector under the control of a suitable plant promoter and plant termination/ polyadenylation sequences.

4) The resulting vectors containing the plant/yeast chimeric desaturase sequences are transformed into plants for testing and analysis of desaturase function. Suitable test plants include *Arabidopsis thaliana*, and *Brassica napis*. A method for transformation and analysis of desaturase gene expression in *Arabidopsis* is provided above. A method for transformation and analysis of yeast desaturase expression in *Brassica napis* is described in U.S. Patent No. 5,777,201 to Poutre et al. (incorporated by reference herein).

B. Insertion or substitution of *Arabidopsis FAD2* C-terminal protein coding sequences and 3' mRNA untranslated region sequences into native and modified forms of the *OLE1* gene.

The inventors have previously shown that proteins encoded by the *Saccharomyces ELO2* and *ELO3* genes contain a series of charged residues in their C-terminal region. These proteins are located on the ER surface and function in the biosynthesis of very long chain fatty acids as described in Oh et al. (J. Biol. Chem. 272: 17376-17384, 1997) (incorporated by reference herein). They further showed that deletion of the region containing the charged residues causes the proteins to be mislocalized from their normal cellular locations in the endoplasmic reticulum, resulting in reduced function. Similar clusters

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of charged residues occurs in the C-terminal region of the *OLE1* gene that are apparently associated with ER retention or localization. These residues do not appear to be a part of the functional cytochrome b_5 domain. A detailed 5 comparison of the C-terminal *OLE1* and the *Arabidopsis FAD2* sequences show that the plant desaturase has similar, but not identical, clusters of charged residues to those in the *OLE1* gene. These sequences are shown below:

10 **SEQ ID Nos: 6 and 7:**

Comparison of the charged carboxyl terminal amino acids of Ole1p (SEQ ID NO:7) and the *Arabidopsis Fad2p* desaturase (SEQ ID NO:6) (The region of the *OLE1* gene shown does not appear to be a functional part of its cytochrome b_5 domain).

15 *A. thaliana FAD2* $\begin{matrix} +- & + & - & - & - & + & + & + \end{matrix}$ WYVAMYREAK ECIYVEPDRE GDKKGVYWYN NKL*

20 *S. cerevisiae OLE1* $\begin{matrix} +- & + & + & ++ & - & - & + \end{matrix}$ MRVAVIKESK NSAIRMASKR GEIYETGKFF *

25 Methods similar to those shown in Section A can be used to identify *Arabidopsis FAD2* sequences that can replace the *OLE1* C-terminal sequences to optimize gene expression, membrane targeting and ER retention of the chimeric enzyme.

30 1) A series of oligonucleotide primers for PCR amplification are synthesized for isolation of elements in the C-terminal region of the *FAD2* gene. A *FAD2* DNA fragment encompassing that region is generated by PCR amplification of the cDNA clone. Alternatively, given the smaller size of the fragment it or modified forms of the plant fragment may be generated directly by DNA synthesis.

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A fragment containing that region and its flanking 3' untranslated region also is generated by PCR amplification of *Arabidopsis* genomic DNA as described above. That fragment is cloned into an appropriate vector and sequenced.

5 as also described.

2) Vectors are constructed that contain the plant DNA fragments linked to or substituted into the *OLE1* C-terminal coding region as described in Section A. In this instance, the plant DNA fragments are linked in frame to 10 the carboxyl terminal residues of the *OLE1* protein coding region.

3) The resulting vectors are transformed into the *Saccharomyces ole1Δ* strain and tested for desaturase function as described in Section A.

15 4) Using information derived from the above tests, chimeric desaturase genes containing the C-terminal plant sequences that produce functional desaturases are constructed using the amplified genomic DNA from the *FAD2* gene, according to the principles outlined in Section A.

20 The resulting sequences are employed to construct vectors that will express the chimeric plant/yeast gene under control of plant promoter and plant termination/polyadenylation sequences. Those vectors are transformed into plants for testing and analysis of desaturase function 25 as described above.

The present invention is not limited to the embodiments described and exemplified above, but is capable of variation and modification without departure from the 30 scope of the appended claims.

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We claim:

1. A synthetic fatty acid desaturase gene for
5 expression in a multicellular plant, the gene comprising a
desaturase domain and a cyt b₅ domain, wherein the gene is
customized for expression in a plant cytoplasm.

2. The synthetic gene of claim 1, customized
10 from a naturally occurring gene encoding a cytosolic Δ-9
desaturase.

3. The synthetic gene of claim 2, customized
15 from a naturally occurring gene from *Saccharomyces*
cerevisiae.

4. The synthetic gene of claim 3, customized
from a naturally occurring gene from *Saccharomyces*
20 *cerevisiae* that encodes SEQ ID NO:2.

5. The synthetic gene of claim 4, customized
from a naturally occurring gene from *Saccharomyces*
cerevisiae comprising SEQ ID NO:1.

25 6. The synthetic gene of claim 3, comprising SEQ
ID NO:3.

7. The synthetic gene of claim 1, which further
comprises an expression regulatory sequence from a plant
30 gene encoding an ER biosynthetic pathway enzyme.

8. The synthetic gene of claim 1, customized for
expression in a monocotyledonous plant.

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9. The synthetic gene of claim 1, customized for expression in a dicotyledonous plant.

10 5 The synthetic gene of claim 1, customized for expression in a plant genus selected from the group consisting of *Arabidopsis*, *Brassica*, *Phaeolus*, *Oryza*, *Olea*, *Elaeis* (Oil Palm) and *Zea*.

11. The synthetic gene of claim 1, customized from a naturally occurring gene comprising both a desaturase domain and a cyt b₅ domain.

12. The synthetic gene of claim 1, wherein the gene is a chimeric gene comprising a desaturase domain and a heterologous cyt b₅ domain.

13. The synthetic gene of claim 1, customized from a naturally occurring gene such that the synthetic gene and the naturally occurring gene encode an identical amino acid sequence.

14. The synthetic gene of claim 13, wherein the synthetic gene and the naturally occurring gene encode SEQ ID NO:2.

25

15. The synthetic gene of claim 1, customized from a naturally occurring gene such that the synthetic gene and the naturally occurring gene encode a similar amino acid sequence.

30

16. The synthetic gene of claim 1, customized from a naturally occurring gene such that the synthetic gene and the naturally occurring gene encode a similar

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amino acid sequence, and the synthetic gene possesses improved stability or catalytic activity as compared with the naturally occurring gene.

5 17. A method for constructing a customized bifunctional desaturase/cyt b₅ encoding gene for expression in the cytosol of a multicellular plant, comprising the steps of:

10 (a) providing a DNA molecule comprising a desaturase-encoding moiety operably linked to a cyt b₅-encoding moiety, said DNA molecule producing the bifunctional polypeptide in a non-customized form;

15 (b) back-translating the polypeptide sequence using preferred codons for expression in a multicellular plant, thereby producing a back-translated nucleotide sequence;

20 (c) analyzing the back-translated nucleotide sequence for features that could diminish or prevent expression in the plant cytoplasm;

25 (d) modifying the analyzed sequence to correct or remove the features that could diminish or prevent expression in the plant cytoplasm; and

30 (e) optionally, introducing pre-determined cloning features into the sequence in a manner that does not materially affect the codon usage or final polypeptide sequence, thereby producing the customized bifunctional desaturase/cyt b₅ encoding gene for expression in the cytosol of a multicellular plant.

30 18. The method of claim 17, wherein the features that could diminish or prevent expression in the plant cytoplasm include one or more features selected from the group consisting of: putative intron splice sites, plant

-66-

polyadenylation signals, RNA polymerase II termination sequences, and hairpin consensus sequences.

19. The method of claim 17, which further
5 comprises the step of:

(f) testing the customized bifunctional desaturase/cyt b₅ encoding gene for desaturase function in fatty acid deficient strains of a microorganism prior introducing the gene into vectors for expression in plants.

10

20. The method of claim 19, wherein the microorganism is *Saccharomyces cerevisiae*.

21. The method of claim 17, which further
15 comprises incorporating into the customized gene one or more genomic segments from plant desaturase or other ER lipid biosynthetic genes, which comprise beneficial elements to further optimize expression of the genes in plants, comprising the steps of:

20 a) selecting a cDNA sequence that potentially comprises one or more of the beneficial elements;

25 b) creating a yeast vector expressing a desaturase gene modified to contain one or more of the beneficial elements;

c) testing the vector in a yeast expression system;

30 d) isolating regions from genomic DNA that are homologous to the beneficial elements from the cDNA; and

e) operably linking the genomic DNA regions to the customized bifunctional desaturase/cyt b₅ encoding gene to produce the further customized gene.

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(74) Agents: REED, Janet, E. et al.; Dann, Dorfman, Herrell and Skillman, Suite 720, 1601 Market Street, Philadelphia, PA 19103-2307 (US).			

(54) Title: SYNTHETIC FATTY ACID DESATURASE GENE FOR EXPRESSION IN PLANTS

(57) Abstract

A synthetic fatty acid desaturase gene for expression in a multicellular plant is provided. The gene comprises a desaturase domain and a cyt b₅ domain, and is customized for expression in a plant cytoplasm. Methods for designing and making a synthetic fatty acid desaturase gene customized for expression in a plant cytoplasm are also provided.

1/2

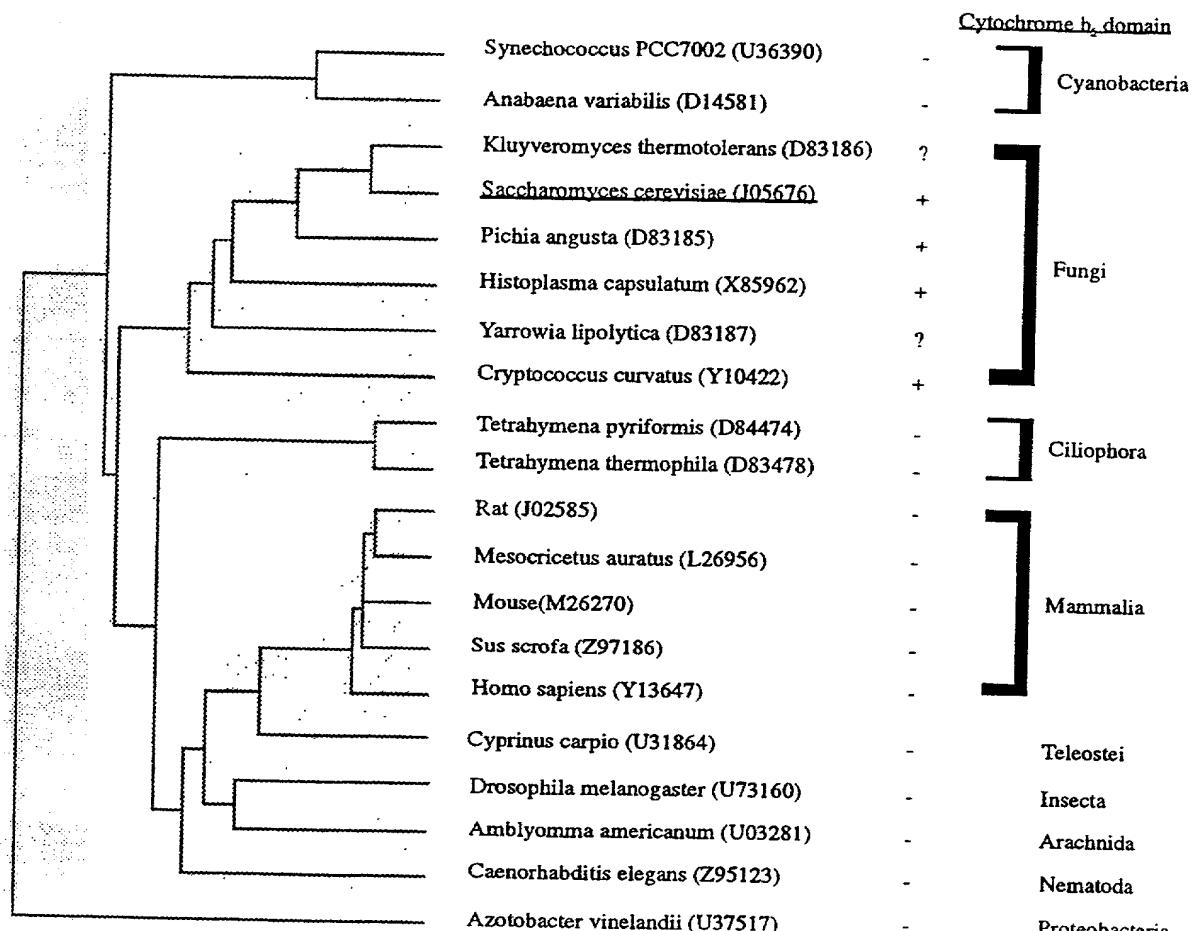


FIGURE 1

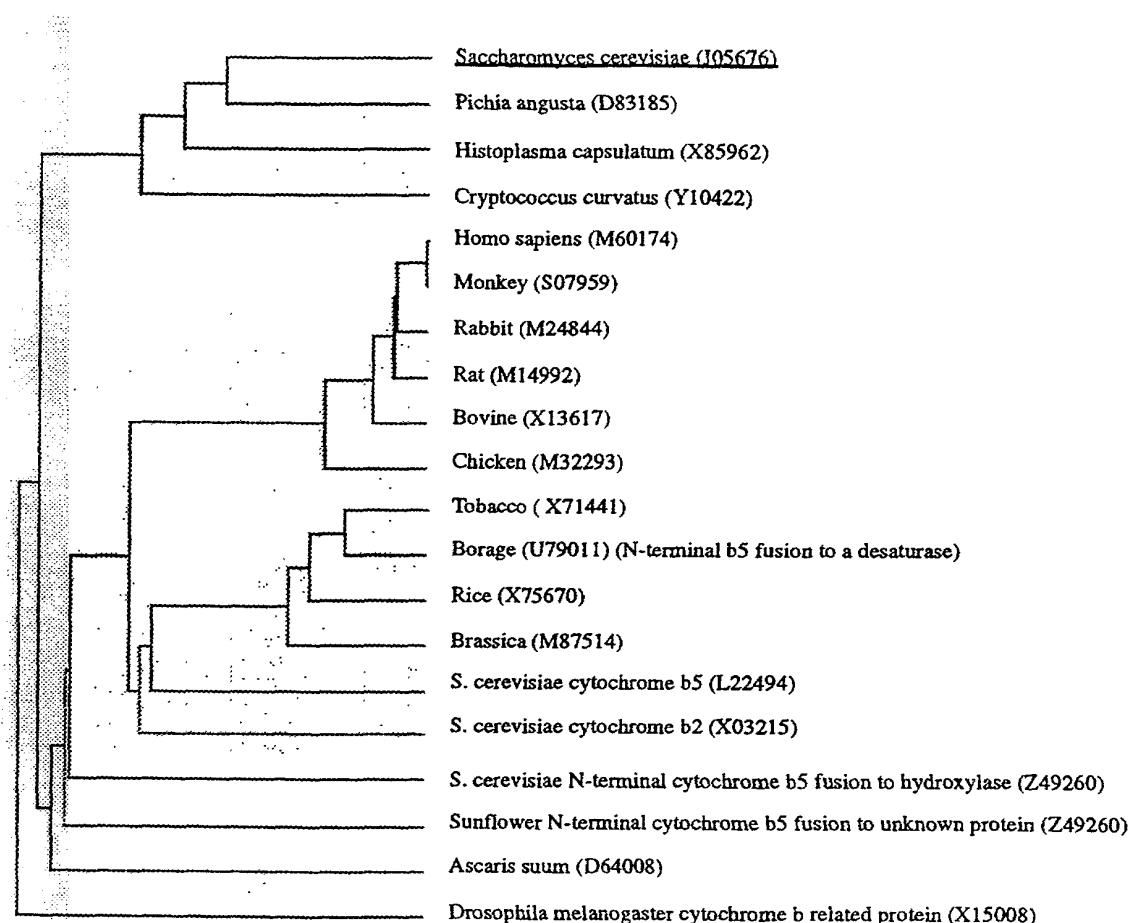


FIGURE 2

COMBINED DECLARATION AND POWER OF ATTORNEY

**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)**

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for a national stage of PCT application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

Synthetic Fatty Acid Desaturase Gene for Expression in Plants

SPECIFICATION IDENTIFICATION

The specification is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56.

PRIORITY CLAIM (35 U.S.C. Section 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

Such applications have been filed as follows.

**PRIOR PCT APPLICATION(S) FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. SECTION 119(a)-(d)**

INDICATE IF PCT	APPLICATION NUMBER	DATE OF FILING DAY, MONTH, YEAR	PRIORITY CLAIMED UNDER 35 U.S.C. SECTION 119
PCT	US99/19443	24 August 1999	yes

CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)
(35 U.S.C. Section 119(e))

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER	FILING DATE
60/097,586	August 24, 1998

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)	REGISTRATION NUMBER(S)
Janet E. Reed	<u>36,252</u>
Alfred W. Zaher	<u>42,248</u>
Teresa O. Bittenbender	<u>47,425</u>
Bruce D. George	<u>43,631</u>

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO:

Janet E. Reed
215-972-8386

Janet E. Reed
1500 Market Street, 38th Floor
Centre Square West
Philadelphia, PA 19102

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

1-00
Charles E. Martin
Inventor's signature
Date 3-1-01
Residence Somerset, NJ
Post Office Address 3 Seely's Run, Somerset, NJ 08873

Charles E. Martin
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2-00
Andrew Mitchell
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Date 3-1-01
Residence Highland Park, NJ
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Andrew Mitchell
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443 Dennison St.

ADM

This replies to the Notice of Missing Requirements under 35 U.S.C. section 371 and 37 C.F.R. section 1.494 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

DECLARATION OR OATH

I. No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

FEES

II.

2. Surcharge fees

Surcharge set forth in Section 1.492(e), for accepting the declaration later than 20 months after the priority date in filing an application in the U.S. as a designated office

\$ 65.00

Total fees \$ 65.00

SMALL ENTITY STATUS

III. Applicant claims small entity status under 37 C.F.R. 1.27.

EXTENSION OF TIME

IV. The proceedings herein are for a patent application. The provisions of 37 C.F.R. section 1.1 36(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

06/04/2001 LLONDERA 60040012 09762351

01 75.00

\$5.00 00

TOTAL FEE DUE

V. The total fee due is:

Completion fee(s)	\$ 65.00
Extension fee (if any)	\$ 00.00

TOTAL FEE DUE \$ 65.00

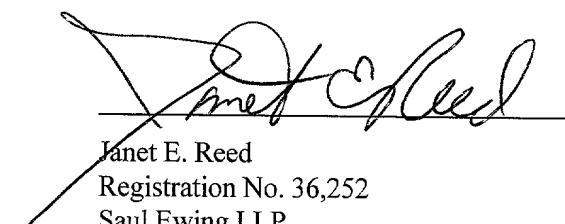
PAYMENT OF FEES

VI. Enclosed is a check in the amount of \$ 65.00.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper to Account No. 50-1089.

Date: 5/30/01



Janet E. Reed
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